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EXTRAORDINARY

PART II—Section 3

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MINISTRY OF LAW

NOTIFICATION

*New Delhi, the 30th August 1956*

**S.R.O. 1943.**—In exercise of the powers referred by section 169 of the Representation of the People Act, 1951 (43 of 1951), and in supersession of the Representation of the People (Conduct of Elections and Election Petitions) Rules, 1951, the Central Government, after consulting the Election Commission, hereby makes the following rules, namely:—

## PART I

### PRELIMINARY

**1. Short title and commencement.**—(1) These rules may be called the Representation of the People (Conduct of Elections and Election Petitions) Rules, 1956.

(2) They shall come into force at once.

**2. Interpretation.**—(1) In these rules, unless the context otherwise requires,—

(a) “Act” means the Representation of the People Act, 1951 (43 of 1951);

(b) “electoral roll number” of a person means—

(i) the serial number of the entry in the electoral roll in respect of that person;

(ii) the serial number of the part of the electoral roll in which such entry occurs; and

(iii) the name of the constituency to which the electoral roll relates;

(c) “form” means a form in schedule I and includes a translation thereof in any of the languages specified in the Eighth Schedule to the Constitution;

(d) “schedule” means a schedule to these rules;

(e) “section” means a section of the Act.

(2) For the purposes of the Act or these rules, a person who is unable to write his name shall, unless otherwise expressly provided in these rules, be deemed to have signed an instrument or other paper if—

(a) he has placed a mark on such instrument or other paper in the presence of the returning officer or the presiding officer or such other officer as may be specified in this behalf by the Election Commission, and

(b) such officer on being satisfied as to his identity has attested the mark as being the mark of that person.

(3) References in these rules to the returning officer shall, unless the context otherwise requires, be deemed to include an assistant returning officer performing any function which he is authorised to perform under sub-section (2) of section 22.

(4) References in these rules to the presiding officer shall, unless the context otherwise requires, be deemed to include any person performing any function which he is authorised to perform under sub-section (2) or sub-section (3), as the case may be, of section 26 or a returning officer presiding over an election under sub-section (2) of section 29.

(5) Any requirement under these rules that a notification, order, declaration, notice or list issued or made by any authority shall be published in the Official Gazette shall, unless otherwise expressly provided in these rules, be construed as a requirement that such notification, order, declaration, notice or list shall be published in the Gazette of India if it relates to an election to, or membership of, either House of Parliament or an electoral college, and in the Official Gazette of the State if it relates to an election to, or membership of, the House or either House of the State Legislature.

(6) The General Clauses Act, 1897 (10 of 1897) shall apply for the interpretation of these rules as it applies for the interpretation of an Act of Parliament.

## PART II

### CONDUCT OF ELECTIONS

#### Chapter I—General Provisions

**3. Public Notice of intended election.**—The public notice of the intended election referred to in section 31 shall be in form 1 and shall, subject to any general or special directions issued in that behalf by the Election Commission, be published in such manner, in such language or languages and in such places as the returning officer thinks fit.

**4. Nomination paper.**—Every nomination paper presented under sub-section (1) of section 33 shall be completed in such one of the forms 2A to 2F as may be appropriate.

**5. Choice of symbols by candidates.**—(1) The Election Commission shall, by notification in the Official Gazette, publish a list of symbols and may in like manner amend such list.

(2) In constituencies other than council constituencies every nomination paper presented under sub-section (1) of section 33 shall contain a declaration specifying—

- (a) the particular symbol which the candidate has chosen for his first preference out of the list of symbols published under sub-rule (1); and
- (b) two other symbols out of that list which he has chosen for his second and third preferences respectively;

Provided that—

- (a) the choice to be made by a candidate under this sub-rule shall be subject to such restrictions as the Election Commission may think fit to impose in that behalf; and
- (b) where more nomination papers than one are delivered by or on behalf of a candidate, the declaration as to symbols made in the nomination paper first delivered and no other declaration as to symbols, shall be taken into consideration notwithstanding the eventual rejection of the said nomination paper:

Provided further that any non-compliance with the provisions of this sub-rule shall not be deemed to be a defect of a substantial character within the meaning of sub-section (4) of section 36.

**6. Authentication of certificates issued by the Election Commission.**—A certificate issued by the Election Commission under sub-section (3) of section 9 or under sub-section (3) of section 33 shall be signed by the Secretary to the Election Commission and shall bear its official seal.

**7. Notice of nominations.**—The notice of nominations under section 35 shall be in such one of the forms 3A to 3D as may be appropriate.

**8. List of validly nominated candidates.**—The list of validly nominated candidates referred to in sub-section (8) of section 36 shall be in form 4.

**9. Notice of withdrawal of candidature.**—(1) A notice of withdrawal of candidature under sub-section (1) of section 37 shall be in form 5 and shall contain the particulars set out therein; and on receipt of such notice, the returning officer shall note thereon the date on which and the hour at which it was delivered.

(2) The notice under sub-section (3) of section 37 shall be in form 6.

**10. Allotment of symbols.**—(1) If in any constituency other than a council constituency a poll becomes necessary under sub-section (1) of section 53, the returning officer shall, simultaneously with the preparation of the list of contesting candidates under sub-section (1) of section 38 consider the choice as respects symbols expressed by the contesting candidates in their nomination papers and shall, subject to any general or special direction issued in this behalf by the Election Commission,—

(a) allot a different symbol to each contesting candidate in conformity as far as practicable with his choice; and

(b) if more contesting candidates than one have indicated their preference for the same symbol, decide by lot to which of such candidates the symbol will be allotted.

2. The allotment by the returning officer of any symbol to a candidate shall be final except where it is inconsistent with any directions issued by the Election Commission in this behalf in which case the Election Commission may revise the allotment in such manner as it thinks fit.

(3) Every candidate or his election agent shall forthwith be informed of the symbol allotted to the candidate and be supplied with a specimen thereof by the returning officer.

**11. Preparation and publication of the list of contesting candidates.**—(1) The list of contesting candidates referred to in sub-section (1) of section 38 shall be in form 7A or form 7B as may be appropriate and shall contain the particulars set out therein and shall be prepared in such language or languages as the Election Commission may direct.

(2) The alphabetical order referred to in sub-section (2) of section 38 shall be determined with reference to the surnames of the candidates having surnames and the names proper of other candidates.

(3) If the list is prepared in more languages than one, the names of candidates therein shall be arranged alphabetically according to the script of such one of those languages as the Election Commission may direct.

(4) The returning officer shall immediately after its preparation cause a copy of the list of contesting candidates to be affixed in some conspicuous place in his office and shall also supply a copy thereof to each of the contesting candidates or his election agent.

(5) If a poll becomes necessary under sub-section (1) of section 53, the returning officer shall publish the list of contesting candidates in the Official Gazette

**12. Appointment of election agent.**—(1) Any appointment of an election agent under section 40 shall be made in form 8 and the notice of such appointment shall be given by forwarding the same to the returning officer.

(2) The revocation of the appointment of an election agent under sub-section (1) of section 42 shall be made in form 9.

**13. Appointment of polling agents.**—(1) The number of polling agents that may be appointed under section 46 shall be one agent and two relief agents.

(2) Every such appointment shall be made in form 10 and shall be made over to the polling agent for production at the polling station or the place fixed for the poll, as the case may be.

(3) No polling agent shall be admitted into the polling station or the place fixed for the poll unless he has delivered to the presiding officer the instrument of his appointment under sub-rule (2) after duly completing and signing before the presiding officer the declaration contained therein.

**14. Revocation of the appointment of a polling agent.**—(1) The revocation of the appointment of a polling agent under sub-section (1) of section 48 shall be made in form 11 and lodged with the presiding officer.

(2) In the event of any such revocation the candidate or his election agent may at any time before the poll is closed, make a fresh appointment in the manner specified in rule 13 and the provisions of that rule shall apply to every such agent.

**15. Publication of the hours fixed for polling.**—The hours fixed for polling under section 56 shall be published by notification in the Official Gazette.

**16. Notice of retirement by a contesting candidate.**—(1) The notice of retirement referred to in sub-section (2) of section 55A shall be in form 12.

(2) After a copy of the notice has been affixed to his notice board the returning officer shall supply a copy of the notice to each of the remaining contesting candidates or his election agent and shall also cause the same to be published in the Official Gazette.

## CHAPTER II

### *Voting in Parliamentary, Assembly and Electoral College Constituencies.*

**17. Definitions.**—In this Chapter, unless the context otherwise requires—

- (a) "agent" in relation to a candidate means his election agent or a polling agent duly appointed by him in respect of a polling station;
- (b) "candidate" means a contesting candidate who has not retired in accordance with the provisions of section 55A.

**18. Design of ballot boxes.**—(1) Every ballot box shall be of such design and colour, as may be approved of by the Election Commission.

(2) It shall be so constructed that a ballot paper can be inserted thereinto during the poll only but cannot be withdrawn therefrom without the box being unlocked or the seals being broken.

**19. Design of ballot papers.**—(1) Every ballot paper shall bear a serial number and shall be of such design as the Election Commission may decide.

**20. Polling station and polling compartment.**—(1) Outside and inside each polling station there shall be displayed prominently—

- (a) a notice specifying the polling area the electors of which are entitled to vote at the polling station and, when the polling area has more than one polling station, the particulars of the electors so entitled; and
- (b) a copy of the list of contesting candidates in form 7A with such corrections, if any, as may be necessary by reason of any candidate or candidates having retired from the contest under section 55A.

(2) Each polling station shall contain a compartment (hereafter in this Chapter referred to as the "polling compartment") in which the ballot boxes shall be placed for the reception of ballot papers during poll.

(3) The polling compartment shall be so designed that, save as otherwise provided in these rules, every elector can insert a ballot paper into any ballot box screened from observation by any other person.

**21. Ballot boxes and other election materials to be provided at the polling station.**—The returning officer shall provide at each polling station—

- (a) one ballot box for each candidate,

(b) a sufficient number of ballot papers and copies of the relevant part of electoral roll in respect of the polling area the electors of which are entitled to vote at that polling station, and

(c) such other election materials as may be required for taking the poll.

**22. Admission to polling station.**—(1) The presiding officer shall regulate the number of electors to be admitted at any one time inside the polling station and shall exclude therefrom all other persons except—

(a) the polling officers;

(b) every candidate, his election agent, and, subject to the provisions of sub-rule (3) of rule 13, one polling agent of each candidate;

(c) persons authorised by the Election Commission;

(d) public servants on duty;

(e) a child in arms accompanying an elector;

(f) a person accompanying a blind or infirm elector who cannot move without help; and

(g) such other persons as the returning officer or the presiding officer may employ under sub-rule (2) of rule 24 or sub-rule (1) of rule 25.

(2) The presiding officer shall close the polling station at the hour fixed in that behalf under section 56 and shall not admit thereto any elector after that hour;

Provided that all electors present at the polling station before it is closed shall be entitled to cast their votes.

(3) Any question that may arise as to whether an elector shall, for the purpose of the proviso to sub-rule (2), be deemed to be present at the polling station before it is closed, shall be decided by the presiding officer whose decision shall be final.

**23. Preparation of ballot boxes for poll.**—(1) The symbol allotted to each candidate under sub-rule (1) of rule 10 shall be printed on labels which shall be affixed both inside and outside a ballot box and such ballot box shall thereafter be deemed to have been allotted to that candidate.

(2) Each ballot box, or any of its component parts or attachments, shall also be marked with such other distinguishing mark or marks as the Election Commission may direct.

(3) The presiding officer shall immediately before the commencement of the poll allow inspection of each ballot box by the candidates and their agents who may be present and demonstrate to them that—

(a) it is empty,

(b) the proper labels have been affixed both inside and outside the box, and

(c) the ballot box and its component parts or attachments have been marked in accordance with the provisions of sub-rule (2).

(4) Where it is necessary to use paper seals for securing the ballot boxes, the presiding officer shall affix his own signature on a paper seal for each ballot box and obtain thereon the signatures or seals of such candidates or their agents as may be present and may desire to affix the same.

(5) The presiding officer shall thereafter affix the paper seal so signed or sealed in the space meant therefor in the ballot box and shall then secure and seal each ballot box in their presence in such manner that the slit for the insertion of ballot paper thereinto remains open.

(6) Where it is not necessary to use paper seals for securing the ballot boxes, the presiding officer shall secure and seal each ballot box in such manner that the slit for the insertion of ballot papers remains open and shall allow the candidates or their agents who may be present to affix, if they so desire, their own seals as well.

(7) The seals used for securing a ballot box shall be affixed in such manner that it shall not be possible to open the box without breaking them.

(8) After all the ballot boxes have been labelled, secured and sealed in accordance with sub-rules (1) to (7) they shall be placed in the polling compartment side by side in the same order in which the names of the candidates to whom they have respectively been allotted appear in the list of contesting candidates.

**24. Facilities for women electors.**—(1) Where a separate polling station has not been provided for women electors in a polling area, the presiding officer may direct that men and women electors shall be admitted into the polling station alternately in separate batches.

(2) The returning officer or the presiding officer may appoint a woman to serve as an attendant at any polling station to assist women electors and also to assist the presiding officer generally in taking the poll in respect of women electors, and, in particular, to help in searching any woman elector in case it becomes necessary.

**25. Identification of electors.**—(1) The presiding officer may employ at the polling station such persons as he thinks fit to help in the identification of the electors or to assist him otherwise in taking the poll.

(2) As each elector enters the polling station the presiding officer or the polling officer authorised by him in this behalf shall check the elector's name and other particulars with the relevant entry in the electoral roll and then call out the serial number, name and other particulars of the elector.

(3) Any candidate or his agent may challenge the identity of a person claiming to be a particular elector and where such challenge is made the procedure laid down in rule 34 shall be followed.

(4) In deciding the right of a person to obtain a ballot paper, the presiding officer or the polling officer, as the case may be, shall overlook merely clerical or printing errors in an entry in the electoral roll, provided that he is satisfied that such person is identical with the elector to whom such entry relates.

**26. Safeguards against personation.**—(1) Every elector about whose identity the presiding officer or the polling officer, as the case may be, is satisfied, shall allow—

(a) his left forefinger to be inspected by the presiding officer or polling officer; and

(b) an indelible ink mark to be put on his left forefinger.

(2) If any elector refuses to allow his left forefinger to be inspected or marked in accordance with sub-rule (1) or has already such a mark on his left forefinger or persists in doing any act with a view to remove such indelible ink mark, he shall not be supplied with any ballot paper.

(3) Where a poll is being held simultaneously for a parliamentary constituency as well as for an assembly or electoral college constituency, an elector whose left forefinger has been marked with indelible ink at one such election shall, notwithstanding anything contained in sub-rules (1) and (2), be supplied with a ballot paper or papers for the other election.

(4) Any reference in this rule or in rule 27 to the left forefinger of an elector shall, in the case where the elector has his left forefinger missing, be construed as a reference to any other finger of his left hand, and shall, in the case where all the fingers of his left hand are missing, be construed as a reference to the forefinger or any other finger of his right hand, and shall, in the case where all his fingers of both the hands are missing, be construed as a reference to such extremity of his left or right arm as he possesses.

**27. Issue of ballot papers to electors.**—(1) After the elector's left forefinger has been marked as required by rule 26, a ballot paper or the requisite number of ballot papers shall be issued to him.

(2) Every ballot paper shall before issue to an elector be stamped with such distinguishing mark as the Election Commission may direct.

(3) At the time of issuing any ballot paper to an elector the presiding officer or polling officer shall record in such manner as the Election Commission may direct the serial number thereof against the entry relating to the elector in a copy of the electoral roll set apart for the purpose (hereafter in these rules referred to as "the marked copy of the electoral roll").

**28. Casting of votes.**—(1) On receiving the ballot paper or papers the elector shall forthwith proceed into the polling compartment and shall without undue delay insert his ballot paper or papers through the slit into the ballot box or boxes allotted to the candidate or candidates for whom he wishes to vote:

Provided that not more than one ballot paper shall be inserted by an elector into any one ballot box.

(2) No elector shall remain in a polling compartment longer than is reasonably necessary for casting his vote.

(3) No elector shall be allowed to enter a polling compartment when another elector is inside it.

**29. Return of ballot papers by an elector.**—(1) If an elector decides not to use a ballot paper after he has obtained the same, he shall return it to the presiding officer.

(2) Every such ballot paper shall be marked as "cancelled" and kept in a cover set apart for the purpose and the presiding officer shall keep a record of all such ballot papers.

**30. Presiding officer's entry into polling compartment during poll.**—(1) The presiding officer may, whenever he considers it necessary to do so, enter the polling compartment during poll and may take such steps as may be necessary to ensure that the ballot boxes therein are not tampered or interfered with in any way.

(2) If the presiding officer has reason to suspect that an elector who has entered the polling compartment is tampering or otherwise interfering with any ballot box or has remained inside the polling compartment unduly long, he shall enter the polling compartment and take such steps as may be necessary to ensure the smooth and prompt progress of the poll.

(3) Whenever the presiding officer enters the polling compartment under this rule, he shall be accompanied by such of the candidates or their agents as desire to do so.

**31. Ballot papers found outside ballot boxes.**—If any ballot paper which has been issued to an elector has not been inserted by him into any ballot box but is found anywhere in or near the polling station, it shall be cancelled and dealt with in a manner similar to that laid down in rule 29.

**32. Casting of votes by infirm electors.**—(1) If owing to blindness or other physical infirmity an elector is unable to recognise the symbol on a ballot box or is physically incapable of inserting the ballot paper into a ballot box, the presiding officer shall—

(a) enter the polling compartment with such elector,

(b) ascertain from him the name or names of the candidate or candidates in whose favour he wishes to vote, and

(c) insert the ballot paper or papers into the ballot box or boxes of such candidate or candidates in accordance with the wishes of such elector,

and in doing so shall observe as much secrecy as is feasible.

(2) The presiding officer shall keep a brief record of each such instance but shall not indicate therein the manner in which any vote has been cast.

**33. Tendered Votes.**—(1) If a person representing himself to be a particular elector applies for a ballot paper or papers after another person has already voted as such elector, he shall, after duly answering such questions as the presiding officer may ask, be supplied with a ballot paper in form 13 (hereafter in the rules referred to as a "tenderd ballot paper").

(2) Every such person shall, before being supplied with a tendered ballot paper, sign his name against the entry relating to him in a list in form 14.

(3) Such person shall thereafter record on the ballot paper the name or names of the candidate or candidates for whom he wishes to vote; but if

owing to illiteracy or any other reason he is unable to make such record, the presiding officer shall do so in accordance with his wishes.

(4) The procedure laid down in sub-rule (3) shall be followed with due regard to secrecy.

(5) Every such tendered ballot paper shall forthwith be placed in a separate cover which shall be sealed and all such covers containing tendered ballot papers shall be kept in a separate packet.

**34. Challenged votes.**—(1) Every candidate or his agent making a challenge under sub-rule (3) of rule 25 shall deposit a sum of two rupees in cash with the presiding officer for each such challenge.

(2) On such deposit being made the presiding officer shall—

(a) warn the person so challenged of the penalty for personation;

(b) enter his name and address in the list of challenged votes in form 15; and

(c) require him to affix his signature in the said list.

(3) The presiding officer shall thereafter hold a summary enquiry into the challenge and may for that purpose require the challenger to adduce evidence in proof of the challenge and the person challenged to adduce evidence in proof of his identity.

(4) After such enquiry if the presiding officer is of the opinion that the challenge has not been established, he shall allow the person challenged to vote and if he is further of the opinion that the challenge is frivolous or has not been made in good faith, he shall direct that the deposit made under sub-rule (1) be forfeited to Government.

(5) After such enquiry if the presiding officer is of the opinion that the challenge has been established he shall not allow the person challenged to vote and shall return the deposit made under sub-rule (1) to the challenger after the close of the poll on the day on which it was made.

**35. Sealing of ballot boxes etc. after poll.**—(1) As soon as practicable after the close of the poll the presiding officer shall close the slit of each ballot box and where the box does not contain any mechanical device for closing the slit, he shall seal up the slit and also allow any candidate or his agent who may be present to seal the same.

(2) All the ballot boxes shall thereafter be sealed and secured.

(3) The presiding officer shall then make up into separate packets—

(a) the unused ballot papers;

(b) the covers containing the tendered ballot papers;

(c) the cancelled ballot papers;

(d) the marked copy of the electoral roll;

(e) the list of tendered votes;

(f) the list of challenged votes; and

(g) any other paper directed by the returning officer to be kept in a sealed packet.

(4) Each such packet shall be sealed with the seals of the presiding officer as also of such candidates or their agents as may desire to affix their seals thereon.

**36. Account of ballot papers.**—The presiding officer shall at the close of the poll prepare a ballot paper account in form 16.

**37. Transmission of ballot boxes etc. to the returning officer.**—As soon as may be after the ballot boxes and packets have been sealed in accordance with rule 35 the presiding officer shall deliver or cause to be delivered to the returning officer at such place as the returning officer may direct—

(a) the ballot boxes,

(b) the packets referred to in rule 35,

- (c) the ballot paper account, and
- (d) all other papers used at the poll.

**38. Transport of ballot boxes and packets and their custody.**—The returning officer shall make adequate arrangements for the safe transport of all ballot boxes, packets and other papers referred to in rule 37 and for their safe custody until the commencement of the counting of votes.

**39. Disposal of ballot boxes etc., on adjournment of poll.**—If the poll is adjourned under section 57 at any polling station, the provisions of rules 35, 38 and 37 shall, as far as practicable, apply as if the poll was closed at the hour fixed in that behalf under section 56.

**40. Recommencement of an adjourned poll.**—(1) At an adjourned poll recommenced under sub-section (2) of section 57, the electors who have already voted at the poll so adjourned shall not be allowed to vote again.

(2) The returning officer shall provide the presiding officer of the polling station at which such adjourned poll is held with the sealed packet containing the marked copy of the electoral roll as also a set of new ballot boxes.

(3) The presiding officer shall before the recommencement of the poll open, in the presence of such candidates and their agents as may be present, the sealed packet referred to in sub-rule (2) and shall use the marked copy of the electoral roll for recording the serial numbers of ballot papers issued to electors at such adjourned poll.

(4) The provisions of rules 17 to 39 shall apply in relation to the conduct of poll at an adjourned poll as they apply in relation to the poll before it was so adjourned.

**41. Transfer of ballot papers from ballot boxes in certain cases.**—(1) Notwithstanding anything contained in these rules, the Election Commission may, at any time before the counting of votes, direct the returning officer to follow the procedure laid down in this rule with regard to any of the ballot boxes delivered to him under rule 37.

(2) Upon receipt of a direction under sub-rule (1) the returning officer shall, as soon as practicable, fix the date on which and the time and place at which all such ballot boxes and the ballot papers contained therein shall be dealt with in the manner provided hereafter in this rule and shall give notice thereof to each candidate and his election agent.

(3) On the date and at the time and place so fixed, the returning officer shall check all such ballot boxes in order to ascertain whether any of them has in fact been tampered with and allow such candidates and election agents as are present an opportunity to inspect the ballot boxes and the seals thereon.

(4) If it is found by the returning officer that any such ballot box has in fact been tampered with, he shall seal and secure the same.

(5) All the ballot boxes used at the polling station at which the ballot box referred to in sub-rule (4) was used, shall be kept separate and the returning officer shall follow the procedure laid down in section 58 in respect of that polling station.

(6) He shall then open all other ballot boxes one after the other and after each ballot box has been opened, he shall transfer all the ballot papers contained in it, without examining or counting them, into a separate cover, and record on such cover—

- (i) the name of the constituency;
- (ii) the name of the candidate to whom the ballot box was allotted;
- (iii) the name of the polling station where the ballot box was used; and
- (iv) the date of the poll.

(7) He shall after such transfer allow the candidates and their election agents who may be present to inspect each ballot box and demonstrate to them that—

- (a) it is empty;
- (b) it bears the proper symbol; and
- (c) the box and its component parts or attachments have been duly marked in accordance with the provisions of sub-rule (2) of rule 23.

(8) The cover shall then be sealed with the seals of the returning officer and of any candidates or election agents who may desire to affix their seals thereon and all such covers sign be kept together in safe custody until the counting of votes.

**42. Postal ballot for members of the armed forces etc.**—Any person referred to in clause (a) of section 60 may give his vote by postal ballot only if such person has been registered in the electoral roll of the constituency on the basis of a statement submitted by such person, or by the husband of such person as the case may be, under rule 7 of the Representation of the People (Preparation of Electoral Rolls) Rules, 1958.

**43. Postal ballot for electors subjected to preventive detention.**—(1) Subject to the other provisions of this rule, an elector, referred to in clause (b) of section 60, may give his vote by postal ballot.

(2) Within fifteen days from the date of the publication of the notification calling upon a constituency to elect a member or members, the appropriate Government shall ascertain and forward to the returning officer the names of all electors in that constituency who are subjected to preventive detention together with their addresses and serial numbers in the electoral roll and the particulars about their places of detention.

(3) Any such elector may, at any time within fifteen days from the date of the publication of such notification, give notice in writing to the returning officer of his intention to give his vote by postal ballot.

(4) Every such notice shall specify the name of the elector, his address and his electoral roll number and the particulars regarding his place of detention.

(5) If the returning officer is satisfied that the person whose name has been forwarded under sub-rule (2) or who has given a notice under sub-rule (3) is under preventive detention and is entitled to vote at the election, he shall arrange to take the vote of such person by postal ballot.

**44. Postal ballot for electors employed on duty at polling stations.**—(1) A presiding officer, a polling officer, any other public servant or a polling agent, who is an elector in a constituency and is by reason of his being on duty at a polling station unable to vote at the polling station where he is entitled to do so may on application be allowed to record his vote in that constituency by postal ballot.

(2) Every such application shall be addressed to the returning officer of the constituency, shall specify the name of the elector, his address and his electoral roll number and shall be made at least seven days, or such less period as the returning officer may in any particular case allow, before the date or the first of the dates fixed for the poll.

(3) If the returning officer is satisfied that the applicant is entitled to vote by postal ballot under sub-rule (1) he shall make arrangements for the supply of a postal ballot paper to him.

**45. Form of postal ballot papers.**—(1) A postal ballot paper to be used at elections under this chapter shall be in form 17 and shall be in such language or languages, in whole or in part, as the Election Commission may direct.

(2) The names of the candidates shall be arranged in a postal ballot paper in the same order in which they appear in the list of contesting candidates and where the seats to be filled include one or more seats reserved for the scheduled castes or the scheduled tribes, distinguishing marks shall be placed against the names of such of the candidates as belong to such castes or tribes.

**46. Issue of postal ballot papers.**—(1) The returning officer shall, as soon as practicable, send a postal ballot paper by registered post to each elector entitled to vote by postal ballot under rule 42, 43 or 44 and shall at the same time—

(a) enter on the counterfool of the ballot paper the name of the elector to whom the ballot paper is sent and his electoral roll number; and

(b) except in cases covered by rule 42, take necessary steps to ensure that the elector is not allowed to vote at a polling station.

(2) Along with the ballot paper, the returning officer shall send to the elector—

(a) a declaration in form 18A;

(b) a cover;

(c) a large cover addressed to himself form 18C; and

(d) instructions for the guidance of the elector in form 18D.

(3) Every officer under whose care or through whom a postal ballot paper is sent shall ensure that the same is delivered to the addressee without delay.

(4) After ballot papers have been issued to all the electors entitled to vote by postal ballot, the returning officer shall seal up in a packet the counterfoils of all such ballot papers and record on the packet a brief description of its contents, the name of the constituency and the date on which he seals it.

(5) No election shall be invalidated by reason that an elector has not received his ballot paper provided that a ballot paper has been issued to him in accordance with these rules.

**47. Recording of votes on postal ballot papers.**—(1) An elector who has received a postal ballot paper and desires to vote shall record his vote on the ballot paper in accordance with the directions contained therein; he shall then secure the same in the cover in form 18B.

(2) The elector shall sign the declaration in form 18A in the presence of, and have the signature attested by, a stipendiary magistrate or such other officer specified below as may be appropriate to whom he is personally known or to whose satisfaction he has been identified—

- (a) where the elector is a person referred to in sub-clause (i) of clause (a) of section 60 or the wife of any such person, such officer as may be appointed in this behalf by the Commanding Officer of the unit, ship or establishment in which elector or her husband, as the case may be, is employed;
- (b) where the elector is a person holding an office referred to in sub-clause (ii) of clause (a) of section 60 or the wife of any such person, an officer not below the rank of a Deputy Secretary to Government;
- (c) where the elector is a person referred to in sub-clause (iii) of clause (a) of section 60 or the wife of any such person, such officer as may be appointed in this behalf by the diplomatic or consular representative of India in the country in which such elector is resident;
- (d) where the elector is a person referred to in rule 43, the Superintendent of the Jail or the Commandant of the detention camp in which the elector is under detention; and
- (e) where the elector is a person referred to in rule 44, an officer not below the rank of a Deputy Secretary to Government

**48. Assistance to illiterate or infirm electors.**—(1) If an elector is illiterate or is unable through blindness or other physical infirmity to record his vote on a postal ballot paper and sign the declaration in form 18A, he shall be entitled to have his vote recorded and his declaration signed by the hand of any officer competent to attest his signature under sub-rule (2) of rule 47.

(2) Any such elector may take the ballot paper together with the declaration and the covers received by him to an officer referred to in sub-rule (1) and request such officer to record his vote and sign his declaration on his behalf.

(3) Such officer shall thereupon mark the ballot paper in accordance with the wishes of the elector in his presence and sign the declaration on behalf of the elector and complete the appropriate certificate contained in form 18A.

**49. Re-issue of postal ballot paper.**—(1) When a postal ballot paper and other papers sent under rule 46 are for any reason returned undelivered, the returning officer may reissue them by post or deliver them or cause them to be delivered to the elector personally on a request being made by him.

(2) If any elector has inadvertently dealt with his ballot paper or any of the other papers sent to him under rule 46 in such a manner that they cannot conveniently be used, a second set of ballot and such other papers shall be issued to him after he has returned the said papers and satisfied the returning officer of the inadvertence.

(3) The returning officer shall cancel the papers so returned and keep them in a separate packet and also note the serial numbers of all such cancelled ballot papers on the packet referred to in sub-rule (4) of rule 46.

**50. Return of postal ballot paper.**—(1) After an elector has recorded his vote and made his declaration under rule 47 or rule 48 he shall return the ballot paper and his declaration to the returning officer in accordance with the instructions communicated to him in form 18D so as to reach the returning officer before 5 P.M. on the date fixed in that behalf.

(2) If any cover containing a postal ballot paper is received by the returning officer after the expiry of the time fixed by him in that behalf, he shall note thereon the date and time of its receipt and shall keep all such covers together in a separate packet.

**51. Safe custody of postal ballot papers.**—The returning officer shall keep in safe custody until the commencement of the counting of votes all covers containing postal ballot papers received by him under rule 50.

### CHAPTER III

#### *Counting of Votes in Parliamentary, Assembly and Electoral College Constituencies.*

**52. Definitions.**—In this Chapter, unless the context otherwise requires,—

- (a) “agent” in relation to a candidate means his election agent or any of his counting agents;
- (b) “candidate” means a contesting candidate who has not retired in accordance with the provisions of section 55A;
- (c) “constituency” means a parliamentary constituency, an assembly constituency or an electoral college constituency.

**53. Place, date and time for the counting of votes.**—(1) At the time of allotting symbols under rule 10, the returning officer shall fix—

- (a) the date or dates for the counting of votes; and
- (b) the place and time at which the votes shall be counted on the date or each of the dates so fixed;

and shall give notice of the same in writing to each candidate and his election agent.

(2) If for any unavoidable reason the returning officer is unable to proceed with the counting of votes on the date and at the time and place fixed under sub-rule (1) he shall postpone the counting and fix another date and time and, if necessary, another place for the counting of the votes, and shall give notice thereof in writing to each candidate and his election agent.

**54. Appointment of counting agents and revocation of such appointment.**—

(1) The number of counting agents that a candidate may appoint under section 47 shall, subject to such general or special directions as the Election Commission may issue in this behalf, not exceed twelve at the place or each of the places fixed for counting under rule 53.

(2) Every such appointment shall be made in form 19 in duplicate, one copy of which shall be forwarded to the returning officer while the other copy shall be made over to the counting agent for production at the counting of votes.

(3) No counting agent shall be admitted into the place fixed for counting, unless he has delivered to the returning officer the second copy of the instrument of his appointment under sub-rule (2) after duly completing and signing the declaration contained therein.

(4) The revocation of the appointment of a counting agent under sub-section (2) of section 48 shall be made in form 20 and lodged with the returning officer.

(5) In the event of any such revocation before the commencement of the counting of votes the candidate or his election agent may make a fresh appointment in accordance with sub-rule (2).

**55. Admission to the place fixed for counting.**—(1) The returning officer shall exclude from the place fixed for the counting of votes all persons except—

- (a) such persons as he may appoint to assist him in the counting;
- (b) every candidate and his agents;
- (c) persons authorised by the Election Commission; and
- (d) public servants on duty.

(2) No person who has been employed by or on behalf of, or has been otherwise working for, a candidate in or about the election shall be appointed under clause (a) of sub-rule (1).

(3) Any person who during the counting of votes misconducts himself or fails to obey the lawful directions of the returning officer may be removed from the place where the votes are being counted by the returning officer or by any police officer on duty or by any person authorised in this behalf by the returning officer.

**56. Scrutiny and opening of ballot boxes.**—(1) On the date and at the time and place fixed under rule 53 the returning officer shall, before he commences the counting, read out the provisions of section 128 to such persons as may be present.

(2) The returning officer shall decide which particular counting agent or agents of candidates shall attend the counting of ballot papers contained in any particular ballot box.

(3) He shall then deal with the ballot boxes in the following manner, namely:—

- (a) all the ballot boxes used at any polling station shall be opened at the same time;
- (b) every ballot box shall be so dealt with that its contents may not get mixed up with the contents of any other ballot box;
- (c) subject to the provisions of clauses (a) and (b) the returning officer may have the ballot boxes used at more polling stations than one opened and their contents counted simultaneously;
- (d) subject to the provisions of sub-rule (2) the returning officer shall before any ballot box is opened allow the candidates and their agents to inspect all seals thereon and satisfy themselves that they are in order;
- (e) the returning officer shall satisfy himself that none of the ballot boxes has in fact been tampered with;
- (f) if the returning officer is satisfied that any ballot box has in fact been tampered with, he shall not count the ballot papers contained in any of the ballot boxes used at the polling station at which such box was used and shall follow the procedure laid down in section 58 in respect of that polling station;
- (g) after each ballot box has been opened, all the ballot papers contained in it shall be taken out and the candidates and their agents who may be present shall then be allowed to inspect the ballot box and satisfy themselves—
  - (i) that it is empty, and
  - (ii) that it bears the proper symbol and the box and its component parts and attachments have been duly marked in accordance with the provisions of sub-rule (2) of rule 23;
- (h) if any question arises as to the candidate to whom a particular ballot box was allotted at the poll, the returning officer shall decide such question by reference to the symbol inside the box;

Provided that—

- (i) if there is no symbol inside the box, or
- (ii) if the symbol inside the box has been damaged or mutilated beyond recognition; or
- (iii) if the same symbol is found inside two or more boxes used at the same polling station,

the returning officer shall, whenever possible, decide the question by reference to all relevant circumstances including the identifying marks on any of the component parts or attachments of the ballot box and where he does not find it possible to decide the question, he shall immediately refer it to the Election Commission for its directions.

**57. Scrutiny and rejection of ballot papers.**—(1) The ballot papers taken out of each ballot box shall be arranged in convenient bundles and scrutinized.

(2) The returning officer shall reject a ballot paper—

- (a) if it bears any mark or writing by which the elector can be identified, or
- (b) if it is a spurious ballot paper, or
- (c) if it has been so damaged or mutilated that its identity as a genuine ballot paper cannot be established, or
- (d) if it bears a serial number, or is of a design different from the serial numbers or, as the case may be, design, of the ballot papers authorised for use at the particular polling station, or
- (e) if it does not bear any mark which it should have borne under the provisions of sub-rule (2) of rule 27:

Provided that where the Election Commission on being satisfied that any such defect as is mentioned in clause (d) or clause (e) has, in respect of any of the ballot papers at a polling station, been caused by any mistake or failure on the part of the presiding officer or polling officer, has directed that the defect should be overlooked, a ballot paper shall not be rejected merely on the ground of such defect.

(3) If the returning officer is satisfied that an elector has put into the same ballot box more than one ballot paper in contravention of the provisions of subsection (1) of section 63, he shall reject all but one of such ballot papers.

(4) Before rejecting any ballot under sub-rule (2) or sub-rule (3), the returning officer shall allow each candidate, his election agent and one of his counting agents who may be present, reasonable opportunity to inspect the ballot paper but shall not allow them to handle it or any other ballot paper.

(5) The returning officer shall endorse the letter 'R' on every ballot paper which he rejects and shall keep a brief record in form 21 of every case of rejection.

(6) All rejected ballot papers in respect of each candidate shall be kept in a separate packet.

**58. Counting of votes and ballot papers.**—(1) Every ballot paper which is not rejected under rule 57 shall be deemed to be valid and shall be counted:

Provided that no packet containing tendered ballot papers shall be opened and no such ballot paper shall be counted.

(b) The returning officer shall maintain a result sheet in form 22 in respect of all ballot papers taken out of the ballot boxes.

(3) After the counting of ballot papers contained in all the ballot boxes used at a polling station has been completed and the entry in respect thereof made in form 22, the returning officer shall announce the particulars in such entry.

(4) After all the valid ballot papers found in each ballot box have been counted they shall be kept in a separate packet which shall be sealed and on which shall be recorded the following particulars, namely:—

- (a) the name of the constituency;
- (b) the particulars of the polling station where the ballot box was used;
- (c) the name of the candidate to whom the ballot box was allotted;
- (d) the date of the poll; and
- (e) the date of counting.

(5) The returning officer shall place together all the packets referred to in sub-rule (4) in respect of each candidate into a separate container which shall be sealed up and on which shall be recorded the following particulars, namely:—

- (a) the name of the constituency;
- (b) the name of the candidate;
- (c) the place fixed for counting; and
- (d) the date of counting.

(6) Each packet of rejected ballot papers referred to in sub-rule (6) of rule shall be sealed and the particulars specified in sub-rule (5) shall be recorded thereon.

**59. Counting of ballot papers transferred to packets under rule 41.**—The provisions of rules 56, 57 and 58 shall apply, as far as may be, in relation to the counting of ballot papers, if any, which have been transferred from ballot boxes sealed covers under rule 41:

Provided that every reference in the said rules to a ballot box shall be construed as a reference to the corresponding sealed cover to which the contents of the ballot box have been transferred.

**60. Scrutiny and rejection of postal ballot papers.**—(1) After the counting of ballot papers under rules 58 and 59 has been completed, the returning officer shall deal with the postal ballot papers in the following manner:—

- (i) no cover in form 18C containing a postal ballot paper received by the returning officer after the expiry of the time fixed in that behalf shall be opened and no vote contained in any such ballot paper shall be counted;
- (ii) the returning officer shall close and seal the packet referred to in sub-rule (2) of rule 50;
- (iii) all other covers in form 18C containing postal ballot papers shall then be opened one after another;
- (iv) as each cover is opened, the returning officer shall scrutinise the declaration in form 18A contained therein and shall reject the ballot paper and make an appropriate endorsement on the cover in form 18B without opening the same—
  - (a) if the said declaration is not found in the cover in form 18C; or
  - (b) if the said declaration is substantially defective; or
  - (c) if the serial number of the ballot paper entered in the said declaration differs from such number endorsed on the cover in form 18B;
- (v) each cover so endorsed and the declaration received with it shall be replaced in the cover in form 18C; and all such covers in form 18C shall be kept in a separate packet which shall be sealed and on which the following particulars shall be recorded, namely:—
  - (a) the name of the constituency;
  - (b) the date of counting; and
  - (c) a brief description of its contents;
- (vi) the returning officer shall then place all the declarations in form 18A which he has found to be in order in a separate packet which shall be sealed before any cover in form 18B is opened and on which shall be recorded the particulars referred to in clause (v);
- (vii) all covers in form 18B containing postal ballot papers which have not already been dealt with under the foregoing provisions of this rule shall then be opened one after another and the returning officer shall scrutinise each ballot paper and decide the validity of the vote or votes recorded thereon;
- (viii) a postal ballot paper shall be rejected—
  - (a) if it bears any mark or writing by which the elector can be identified; or

- (b) if it is a spurious ballot paper; or
- (c) if it has been so damaged or mutilated that its identity as a genuine ballot paper cannot be established; or
- (d) if votes are given on it in favour of more candidates than there are members to be elected; or
- (e) if no vote is recorded thereon;
- (ix) a vote recorded on a postal ballot paper shall be rejected if the mark indicating the vote is placed on the ballot paper in such a manner as to make it doubtful to which candidate the vote has been given

Provided that where an elector has more votes than one and his ballot paper has not been rejected under clause (viii), the vote or votes other than the rejected vote shall be duly counted.

**61. Counting of postal ballot papers.**—(1) The returning officer shall count the valid votes given by postal ballot in favour of each candidate, record the total thereof in the result sheet in form 22 and announce the same.

(2) All valid postal ballot papers shall, after they have been counted, be placed in a separate packet which shall be sealed and on which shall be recorded—

- (a) the name of the constituency;
- (b) the date of counting; and
- (c) a brief description of its contents.

**62. Counting to be continuous.**—The returning officer shall, as far as practicable, proceed continuously with the counting and shall during any intervals when the counting has to be suspended, keep the ballot papers, packets and all other papers relating to the election sealed with his own seal and the seals of such candidates or election agents as may desire to affix their seals and take sufficient precautions for their safe custody during such intervals.

**63. Recommencement of counting after fresh poll.**—(1) After a fresh poll, if any, held under section 58 has been completed, the returning officer shall recommence the counting of votes on the date and at the time and place which have been fixed by him in that behalf and of which notice has been previously given to the candidates and their election agents.

(2) The provisions of rules 56, 57 and 58 shall apply as far as may be to such further counting.

**64. Re-count of votes.**—(1) After the completion of the counting, the returning officer shall record in the result sheet in form 22 the total number of votes polled by each candidate and announce the same.

(2) After such announcement has been made, a candidate or, in his absence, his election agent may apply in writing to the returning officer for a re-count of all or any of the ballot papers already counted stating the grounds on which he demands such re-count.

(3) On such an application being made, the returning officer shall decide the matter and may allow the application in whole or in part or may reject it in toto if it appears to him to be frivolous or unreasonable.

(4) Every decision of the returning officer under sub-rule (3) shall be in writing and contain the reasons therefor.

(5) If the returning officer decides under sub-rule (3) to allow an application either in whole or in part, he shall—

- (a) count the ballot papers again in accordance with his decision;
- (b) amend the result sheet in form 22 to the extent necessary after such re-count; and
- (c) announce the amendments so made by him.

(6) After the total number of votes polled by each candidate has been announced under sub-rule (1) or sub-rule (5), the returning officer shall otherwise

complete and sign the result sheet in form 22 and no application for a re-count shall be entertained thereafter.

**65. Consolidation of result of counting.**—(1) If ballot papers are counted at more places than one the returning officer shall not deal with any postal ballot paper or any ballot paper transferred under rule 41 except at the last of the places fixed for counting under rule 53.

(2) The provisions of rules 55 to 64 shall apply to the counting at each such place:

Provided that the returning officer shall use form 22 at the last of such places only but shall use form 23 instead at all other places.

(3) Before the returning officer commences the counting of votes at the last such place he shall enter in form 22 the totals of the ballot papers as recorded in form 23 in respect of each such place.

(4) Before completing the result sheet in form 22 the returning officer shall satisfy himself that the ballot papers in all the ballot boxes used in the election have been dealt with in accordance with the foregoing provisions of these rules.

**66. Declaration of result of election.**—On the completion of the result sheet in form 22, the returning officer shall, subject to the provisions of section 54 and section 65 so far as they apply to the particular case, forthwith declare the candidate or candidates to whom the largest number of valid votes has been given to be elected.

**67. Verification of ballot paper accounts.**—(1) The returning officer shall, in respect of each polling station, verify the ballot papers account sent to him by the presiding officer with reference to—

- (a) the corresponding entry in the result sheets in form 22;
- (b) the number of unused ordinary ballot papers received by him;
- (c) the total number of tendered ballot papers issued according to the list of tendered votes; and
- (d) the number of unused tendered ballot papers received by him.

(2) The returning officer shall report to the Election Commission any discrepancies noticed as a result of such verification.

(3) For the purpose of enabling him to make the verification referred to in sub-rule (1), the returning officer shall open the sealed packets containing the unused ballot papers, ordinary and tendered, and, as may be necessary, any other papers referred to in item (g) of sub-rule (3) of rule 35, but he shall in no case open the sealed packets containing the tendered ballot papers or the marked copy of the electoral roll.

(4) After such verification has been completed each packet that he opens shall be resealed with the seals of the returning officer and such candidates or their agents as may desire to affix their seals and on each such resealed packet shall be recorded—

- (a) a brief description of its contents;
- (b) the name of the constituency;
- (c) the particulars of the polling station; and
- (d) the date of such resealing.

**68. Return of election.**—(1) The returning officer shall then complete and certify a return in form 24 and shall also permit any candidate or election agent to take a copy of or an extract from such return.

(2) After reporting the result of the election under section 67, the returning officer shall forward signed copies of the return to the Election Commission and to the chief electoral officer.

## CHAPTER IV

### Voting in Council Constituencies

**69. Arrangements for secrecy of voting.**—Each polling station in a council constituency shall be furnished with such number of polling compartments in

which electors can record their votes screened from observation as the returning officer thinks necessary.

**70. Ballot papers and other materials to be provided at the polling station.**—The returning officer shall provide at each polling station—

- (a) as many ballot boxes as may be necessary;
- (b) a sufficient number of ballot papers and copies of the relevant part of the electoral roll in respect of the polling area the electors of which are entitled to vote at that polling station;
- (c) instruments for stamping the distinguishing mark, if any, on ballot papers; and
- (d) materials sufficient for the purpose of enabling electors to mark the ballot papers.

**71. Inspection of ballot box before commencement of the poll.**—The presiding officer at each polling station shall, immediately before the commencement of the poll, allow the candidates and their agents who may be present at such station to inspect each ballot box to be used at the poll and demonstrate to them that it is empty.

**72. Placing of ballot boxes for receipt of ballot papers.**—Every ballot box shall be placed for the receipt of ballot papers in the view of the presiding officer, the candidates and their agents.

**73. Votes and preferences to be exercised by electors.**—(1) At an election in a council constituency every elector shall have one vote only.

(2) Such an elector in giving his vote—

- (a) shall place on his ballot paper the figure 1 in the space opposite the name of the candidate for whom he votes; and
- (b) may, in addition, place on his ballot paper the figure 2 or the figures 2 and 3, or the figures 2, 3 and 4, and so on in the spaces opposite the names of other candidates in the order of his preference.

**74. Ballot papers.**—(1) Every ballot paper shall be in form 25 and the particulars therein shall be printed in such language or languages as the Election Commission may direct.

(2) The ballot paper shall contain the names of the candidates in the order in which they appear in the list of contesting candidates in form 7B.

(3) If there are two candidates whose names are the same they shall be distinguished by the addition of their occupation or in some other manner.

(4) The ballot paper shall be serially numbered, the serial number being printed or written on the back of the ballot paper.

**75. Manner of recording of votes.**—(1) The elector on receiving a ballot paper shall proceed into one of the polling compartments in the polling station for the purpose of recording his vote and shall record his vote in accordance with the instructions set out on the ballot paper.

(2) The elector shall then, before quitting the polling compartment, fold up his ballot paper so as to conceal his vote, and after showing to the presiding officer the distinguishing mark on the ballot paper put the ballot paper so folded up into the ballot box in the presence of the presiding officer.

(3) Every elector shall vote without undue delay and shall quit the polling station as soon as he has put his ballot paper in the ballot box.

**76. Presiding officer's entry into the polling compartment during poll.**—(1) If the presiding officer has reason to suspect that an elector who has entered a polling compartment has remained therein unduly long, he shall enter the polling compartment and take such steps as may be necessary to ensure the smooth and prompt progress of the poll.

(2) Whenever the presiding officer enters a polling compartment under this rule, he shall be accompanied by such of the candidates or their agents as desire to do so.

**77. Instructions for recording votes to be explained by the presiding officer when requested.**—The presiding officer at a polling station shall, when he is so requested by an elector, explain to him the instructions contained on the ballot paper for the recording of votes.

**78. Recording of votes of illiterate and infirm electors.**—(1) If owing to illiteracy or blindness or other physical infirmity an elector is unable to read the ballot paper and make a mark thereon, the presiding officer shall record the vote in the ballot paper in accordance with the wishes of the elector and fold it up so as to conceal the vote.

(2) The elector shall then himself or with the assistance of the presiding officer insert the ballot paper into the ballot box.

(3) While acting under this rule the presiding officer shall observe as much secrecy as is feasible and shall keep a brief record of each such instance but shall not indicate therein the manner in which any vote has been given.

**79. Supply of fresh ballot paper in certain cases, and return of ballot paper by an elector.**—(1) An elector who has inadvertently dealt with his ballot paper in such a manner that it cannot be conveniently used as a ballot paper may, on delivering it to the presiding officer and on satisfying him of the inadvertence, obtain another ballot paper in place of the ballot paper so delivered which shall be marked as 'cancelled' by the presiding officer.

(2) All ballot papers so cancelled shall be kept in a separate packet set apart for the purpose

(3) If an elector after obtaining any ballot paper for the purpose of recording his vote decides not to use the same, he shall return the ballot paper to the presiding officer and the ballot paper so returned shall be marked as "cancelled" and kept in the packet referred to in sub-rule (2).

(4) A record shall be kept by the presiding officer of all ballot papers cancelled under sub-rules (2) and (3).

**80. Voting by postal ballot in council constituencies.**—The Election Commission may, at any time after the notification calling upon a council constituency to elect a member or members has been issued under the Act but not later than the last date for the withdrawal of candidatures at such election appointed under clause (c) of section 30, direct by notification in the Official Gazette that the method of voting by postal ballot shall be followed at such election in that constituency as a whole or in any part of that constituency.

**81. Voting by persons subjected to preventive detention.**—(1) An elector for a constituency may, if he is subjected to preventive detention under any law for the time being in force, give his vote by postal ballot at any election in such constituency and such an elector shall not, so long as he is subjected to preventive detention, be entitled to give his vote in any other manner.

(2) Within fifteen days from the date of the publication of the notification calling upon a constituency to elect a member or members, the Government of the State in which the constituency is situated shall ascertain and forward to the returning officer the names of all electors in that constituency who are subjected to preventive detention together with their addresses and serial numbers in the electoral roll and the particulars about their places of detention.

(3) Any such elector may, at any time within fifteen days from the date of the publication of such notification, give notice in writing to the returning officer of his intention to give his vote by postal ballot.

(4) Every such notice shall specify the name of the elector, his address and his electoral roll number and the particulars regarding his place of detention.

(5) If the returning officer is satisfied that the person whose name has been forwarded under sub-rule (2) or who has given a notice under sub-rule (3) is under preventive detention and is entitled to vote at the election, he shall arrange to take the vote of such person by postal ballot.

**82. Form of postal ballot papers.**—(1) The postal ballot paper to be used at elections under this Chapter shall be in form 26A and shall be in such language or languages, in whole or in part, as the Election Commission may direct.

(2) The names of the candidates shall be arranged in a postal ballot paper in the same order in which they appear in the list of the contesting candidates in form 7B.

**83. Issue of postal ballot papers.**—(1) The returning officer shall, as soon as practicable, send a postal ballot paper by registered post to each elector entitled to vote by postal ballot under this Chapter and shall at the same time—

- (a) enter on the counterfoil of the ballot paper the name of the elector to whom the ballot paper is sent and his electoral roll number; and
- (b) take such steps as may be necessary to ensure that the elector is not allowed to vote at a polling station.

(2) Along with the ballot paper the returning officer shall send to the elector—

- (a) a declaration in form 26B;
- (b) a cover in form 18B;
- (c) a large cover addressed to himself in form 18C;
- (d) instructions for the guidance of electors in form 27.

(3) The ballot paper together with the declaration, covers and instructions shall be sent—

- (a) in the case where the elector is a person subjected to preventive detention, to such elector at the place of his detention; and
- (b) in the case of any other elector to the address of the elector as shown in the electoral roll.

(4) After ballot papers have been issued to all the electors entitled to vote by postal ballot, the returning officer shall seal up in a packet the counterfoils of all such ballot papers and record on such packet a brief description of its contents and the name of the constituency and the date on which he seals it.

(5) No election shall be invalidated by reason that an elector has not received his ballot paper provided that a ballot paper has been issued to him in accordance with these rules.

**84. Recording of votes on postal ballot papers.**—(1) An elector who has received a postal ballot paper and desires to vote shall record his vote on the ballot paper in accordance with the directions contained therein; and he shall then secure the same in the cover in form 18B.

(2) The elector shall sign the declaration in form 26B in the presence of an attesting officer and obtain attestation of the signature by such officer as required under rule 85.

**85. Attestation of elector's signature on ballot paper.**—An elector shall obtain the attestation of his signature but not of his vote on the postal ballot paper either by a stipendiary magistrate to whom the elector is personally known or to whose satisfaction the elector has been identified or—

- (a) in the case referred to in clause (a) of sub-rule (3) of rule 83, by the superintendent of the jail or the commandant of the detention camp in which the elector is under detention; and
- (b) in other cases by such other persons as may be notified in this behalf by the Election Commission.

**86. Assistance to illiterate and infirm electors.**—(1) If an elector to whom a postal ballot paper has been sent is illiterate or is unable through blindness or other physical infirmity to record his vote on a postal ballot paper and sign the declaration in form 26B he shall be entitled to have his vote recorded and his declaration signed by the hand of any officer competent to attest his signature under rule 85.

(2) Any such elector may take the ballot paper together with the declaration and the covers received by him to an officer referred to in sub-rule (1) and request such officer to record his vote and sign his declaration on his behalf.

(3) Such officer shall thereupon mark the ballot paper in accordance with the wishes of the elector in his presence and sign the declaration on behalf of the elector and complete the appropriate certificate contained in form 26B.

**87. Re-issue of postal ballot paper.**—(1) When a postal ballot paper and other papers sent under rule 83 are for any reason returned undelivered, the returning officer may re-issue them by post or deliver them or cause them to be delivered to the elector personally on a request being made by him.

(2) If any elector has inadvertently dealt with his postal ballot paper or any of the other papers sent to him under rule 83 in such a manner that they cannot conveniently be used, a second set of ballot and such other papers shall be issued to him after he has returned the said papers and satisfied the returning officer of the inadvertence.

(3) The returning officer shall cancel the papers so returned and keep them in a separate packet and also note the serial numbers of all such cancelled ballot papers on the packet referred to in sub-rule (4) of rule 83.

**88. Return of postal ballot papers.**—(1) After an elector has recorded his vote and made his declaration under rule 84 or rule 86, he shall return the ballot paper and his declaration to the returning officer in accordance with the instructions communicated to him in form 27 so as to reach the returning officer before 5 P.M. on the date fixed in that behalf.

(2) If any cover containing a postal ballot paper is received by the returning officer after the expiry of the time fixed by him in that behalf, he shall note thereon the date and time of its receipt and shall keep all such covers together in a separate packet.

**89. Safe custody of postal ballot papers.**—The returning officer shall keep in safe custody until the commencement of the counting of votes all covers containing postal ballot papers received by him under rule 88.

**90. Application of certain rules to voting at elections in council constituencies.**—Rules 17 and 18, sub-rule (1) of rule 20, rule 22, sub-rules (4) to (7) of rule 23, rules 24 to 27, rules 33 to 41, shall apply in relation to voting at a polling station in a council constituency as they apply in relation to voting at a polling station in a parliamentary or assembly constituency:

Provided that the reference to form 7A in clause (b) of sub-rule (1) of rule 20 shall be construed as a reference to form 7B.

## CHAPTER V

### Voting at Elections to Fill Seats in Council of States or at Elections by Members of the Legislative Assemblies to fill seats in the Legislative Councils

**91. Application of rules in relation to voting at certain elections to fill seats in the Council of States and in the Legislative Councils.**—The provisions of this Chapter shall apply in relation to an election—

- (a) to fill a seat or seats in the Council of States; and
- (b) to fill a seat or seats in the Legislative Council of a State by the members of the Legislative Assembly of that State.

**92. Definition.**—In this Chapter and in Chapter VI 'elector' means—

- (a) in relation to an election to the Council of States, an elected member of a Legislative Assembly or a member of an electoral college;
- (b) in relation to an election to the Legislative Council of a State, a member of the Legislative Assembly of that State.

**93. Notice to the members of a Legislative Assembly or of an electoral college of the date, time and place fixed for the poll.**—(1) As soon as may be after the publication of the hours fixed for polling under section 56—

- (a) at an election to the Council of States; or
- (b) at an election to the Legislative Council of a State by the members of the Legislative Assembly of that State, the returning officer for such election shall by notice in writing inform each elector of—
  - (i) the date fixed for the poll under clause (d) of sub-section (1) of section 39;

(ii) the hours fixed for polling under section 56; and

(iii) the place fixed under sub-section (1) of section 29.

(2) The notice under sub-rule (1) shall be served personally and, in default of personal service, shall be served by registered post or, if necessary, by telegram.

**94. Articles to be provided at the place fixed for the poll.**—The returning officer shall provide at the place fixed for the poll—

(a) materials sufficient for the purpose of enabling electors to mark the ballot papers;

(b) as many ballot boxes as may be necessary; and

(c) a sufficient number of copies of the list containing the names of the electors maintained under sub-section (1) or sub-section (2) of section 152.

**95. Ballot boxes to be locked up and sealed before the commencement of the poll.**—(1) Every ballot box shall be of such design as has been previously approved by the Election Commission and it shall be so constructed that ballot papers can be inserted therein during the polling but cannot be withdrawn therefrom without the box being unlocked and the seals being broken.

(2) The returning officer shall immediately before the commencement of the poll allow inspection of each ballot box to be used at the poll to the candidates, their election agents and their polling agents who may be present at the place fixed for the poll and demonstrate to them that it is empty.

(3) Where it is necessary to use a paper seal for securing the ballot box, the returning officer shall thereafter fix in the space meant therefor in each such box a paper seal provided for the purpose.

(4) He shall also affix on such paper seal his own signature or seal and obtain thereon the signatures or seals of such candidates or of such election or polling agents of the candidates as may be present and desire to affix such signatures or seals and shall then secure and seal each box in their presence in such manner that the slit in the box for insertion of ballot paper therein remains open.

(5) Where it is not necessary to use a paper seal for securing a ballot box, the returning officer shall, after demonstrating under sub-rule (2) that the ballot box is empty, secure and seal the box in such manner that the slit in the box for insertion of ballot papers therein remains open and shall also allow the candidates or their election or polling agents who may be present to affix their own seals on the box, if they so desire.

(6) The paper seal or other seals used in a ballot box shall be affixed in such manner that it shall not be possible to open the box again without breaking such paper seal or other seals or any thread on which such other seals have been affixed.

**96. Admission to the place fixed for the poll.**—(1) The returning officer shall regulate the number of electors to be admitted at any one time inside the place fixed for the poll and shall exclude therefrom all other persons except:—

(a) the polling officers;

(b) every candidate, his election agent and subject to the provisions of sub-rule (3) of rule 13 one polling agent for each candidate;

(c) persons authorised by the Election Commission;

(d) public servants on duty;

(e) a child in arms accompanying an elector;

(f) a person accompanying a blind or infirm elector who cannot move without help; and

(g) such other persons as the returning officer may from time to time admit for the purpose of assisting him in taking the poll.

(2) The returning officer shall close the place fixed for the poll at the hour fixed in that behalf under section 56 and shall not admit thereto any elector after that hour;

Provided that all electors present at the place fixed for the poll before its close shall be entitled to record their votes.

**97. Form of ballot paper.**—(1) The ballot paper shall be in form 28 and the particulars therein shall be printed in such language or languages as the Election Commission may direct.

(2) The names of the candidates shall be printed on the ballot paper in the same order in which these names appear in the list of contesting candidates in form 7B.

**98. Procedure before the recording of votes.**—(1) Immediately before a ballot paper is delivered to an elector a mark shall be placed in the copy of the list of electors maintained under sub-section (1) or sub-section (2) of section 152 (hereafter in this Chapter referred to as the 'marked copy of the list of electors') against the name of the elector.

(2) No ballot paper shall be delivered to an elector unless he has put his signature against his name in the said copy of the list in token of the receipt of the ballot paper.

**99. Supply of fresh ballot papers in certain cases and return of ballot paper by an elector.**—(1) An elector who has inadvertently dealt with his ballot paper in such a manner that it cannot be conveniently used as a ballot paper may, on delivering it to the returning officer and on satisfying him of the inadvertence, obtain another ballot paper in place of the ballot paper so delivered which shall be marked as 'cancelled' by the returning officer.

(2) All ballot papers cancelled under sub-rule (1) shall be kept in a separate packet set apart for the purpose.

(3) If an elector after obtaining any ballot paper for the purpose of recording his vote decides not to use the same he shall return the ballot paper to the returning officer and the ballot paper so returned shall then be marked as 'cancelled' and kept in the packet referred to in sub-rule (2).

(4) A record shall be kept by the returning officer of all ballot papers cancelled under sub-rule (1) or sub-rule (3).

**100. Manner of recording votes.**—(1) The elector on receiving a ballot paper shall proceed for the purpose of recording his vote into a place screened from observation provided therefor and shall record his vote in accordance with the instructions set out on the ballot paper.

(2) He shall then fold up his ballot paper so as to conceal his vote and proceed to the ballot box and insert therein the ballot paper so folded up.

(3) Each elector shall vote without undue delay and shall quit the place fixed for the poll as soon as he has inserted the ballot paper into the ballot box.

**101. Votes and preferences to be exercised by the electors.**—(1) Every elector shall have one vote only.

(2) An elector in giving his vote—

(a) shall place on his ballot paper the figure 1 in the space opposite the name of the candidate for whom he votes; and

(b) may, in addition, place on his ballot paper the figure 2, or the figures 2 and 3, or the figures 2, 3 and 4 and so on in the spaces opposite the names of other candidates in the order of his preferences.

**102. Instructions for recording votes to be explained by the returning officer when requested.**—The returning officer shall when he is so requested by an elector, explain to him the instructions contained on the ballot paper for the recording of votes.

**103. Recording of votes of illiterate and infirm electors.**—(1) If owing to illiteracy or blindness or other physical infirmity an elector is unable to read the ballot paper or to make a mark thereon the returning officer shall record the vote on the ballot paper in accordance with the wishes of the elector.

(2) The elector shall then himself or with the assistance of the returning officer fold up the ballot paper so as to conceal his vote and insert it into the ballot box.

(3) The returning officer shall have done this with as much secrecy as is feasible and shall keep a brief record of each such instance without indicating the manner in which the votes have been cast.

**104. Sealing of ballot boxes etc., after the close of the poll.**—(1) As soon as practicable after the close of the poll, the returning officer shall in the presence of any candidates or their election or polling agents who may be present, close the slit for insertion of ballot papers of each ballot box or where the box does not contain any mechanical device for closing the slit, seal up the slit and seal and secure all ballot boxes used at the place fixed for the poll.

(2) The returning officer shall also make up into separate packets—

- (a) the unused ballot papers;
- (b) the marked copy of the list of electors; and
- (c) the ballot papers cancelled under sub-rule (1) or sub-rule (3) of rule 99.

(3) The returning officer shall seal each such packet with his own seal and the seals of such candidates or their election or polling agents as may desire to fix their seals thereon and retain the ballot box or boxes used at the place fixed for the poll and all such packets in safe custody until the commencement of the counting of votes.

**105. Disposal of ballot boxes etc., on adjournment of poll.**—If the poll is adjourned under section 57 at any place fixed therefor, the provisions of rule 104 shall apply in relation to the poll so adjourned as they apply in relation to the poll closed in accordance with the provisions of sub-rule (2) of rule 96.

**106. Special procedure regarding recommencement of an adjourned poll.**—(1) Where a poll adjourned under sub-section (1) of section 57 recommences under sub-section (2) of that section, the electors who have already voted at the poll so adjourned before the adjournment shall not vote again after its re-commencement.

(2) When an adjourned poll is re-commenced at any place fixed therefor the ballot boxes which have already been used at the poll before its adjournment and have been sealed after the adjournment shall not be used, but new ballot boxes shall be provided at such place and the procedure laid down in rule 95 shall be followed in relation to such new ballot boxes.

(3) The returning officer shall before re-commencement of the poll, open in the presence of the candidates or their election or polling agents who may be present at the place fixed for the poll, the sealed packets of—

- (a) the unused ballot papers; and
- (b) the marked copy of the list of electors.

**107. Voting by postal ballot in certain cases.**—(1) The Election Commission may at any time before the last date appointed under clause (c) of sub-section (1) of section 39 for the withdrawal of candidatures, at any election referred to in that sub-section, direct by notification in the Official Gazette that the method of voting by postal ballot shall be followed at such election.

(2) An elector may, if he is subjected to preventive detention under any law for the time being in force, give his vote by postal ballot at any election under this Chapter.

**108. Issue of postal ballot papers.**—(1) On or before such date as may be fixed in this behalf by the Election Commission, the returning officer shall send by registered post to each elector entitled to vote by postal ballot under this Chapter a ballot paper in form 29A and shall enter on the counterfoil of each such ballot paper the name of elector to whom the ballot paper is sent, his serial number in the list maintained under sub-section (1) or sub-section (2) of section 152.

(2) The particulars in the ballot paper shall be printed in such language or languages as the Election Commission may direct and the names of the candidates shall be printed on the ballot paper in the same order in which their names appear in the list of contesting candidates in form 7B.

(3) Along with the ballot paper the returning officer shall send to the elector—

- (a) a declaration in form 29B;

- (b) a cover in form 18B;
- (c) a larger cover addressed to himself in form 18C; and
- (d) instructions for the guidance of elector in form 27.

(4) The ballot paper together with the declaration, covers and instructions shall be sent—

- (a) in the case where the elector is a person subjected to preventive detention to such elector at the place of his detention; and
- (b) in the case of any other elector to the address of the elector as shown in the list maintained under sub-section (1) or sub-section (2) of section 152.

(5) After the postal ballot papers have been issued under this rule the returning officer shall seal up in a packet the counterfolios of all such ballot papers and record on such packet—

- (a) a brief description of its contents; and
- (b) the date on which the packet is sealed.

(6) No election shall be invalid by reason that an elector has not received his ballot paper provided that a ballot paper has been issued to him in accordance with these rules.

**109. Recording of votes on postal ballot papers.**—(1) An elector who has received a postal ballot paper and desires to vote shall record his vote on the ballot paper in accordance with the directions contained therein; and he shall then secure the same in the cover in form 18B.

(2) The elector shall sign the declaration in form 29B in the presence of an attesting officer and obtain attestation of his signature by such officer.

**110. Attestation of elector's signature on the ballot paper.**—An elector shall obtain the attestation of his signature but not of his vote on the postal ballot paper either by a stipendiary magistrate to whom the elector is personally known or to whose satisfaction the elector has been identified or in the case referred to in sub-rule (2) of rule 107 by the superintendent of the jail or the commandant of the detention camp in which the elector is under detention.

**111. Assistance to illiterate and infirm electors.**—(1) If an elector to whom a postal ballot paper has been sent is illiterate or is unable through blindness or other physical infirmity to record his vote on a postal ballot paper and sign the declaration in form 29B he shall be entitled to have his vote recorded and his declaration signed by the hand of any officer competent to attest his signature under rule 110.

(2) Any such elector may take the ballot paper together with the declaration and the covers received by him to an officer referred to in sub-rule (1) and request such officer to record his vote and sign his declaration on his behalf.

(3) Such officer shall thereupon mark the ballot paper in accordance with the wishes of the elector in his presence and sign the declaration on behalf of the elector and complete the appropriate certificate contained in form 29B.

**112. Re-issue of postal ballot paper.**—(1) When a postal ballot paper and other papers sent under rule 108 are for any reason returned undelivered, the returning officer may re-issue them by post or deliver them or cause them to be delivered to the elector personally on a request being made by him.

(2) If any elector has inadvertently dealt with his postal ballot paper or any of the other papers sent to him under rule 108 in such a manner that they cannot conveniently be used, a second set of ballot and such other papers shall be issued to him after he has returned the said papers and satisfied the returning officer of the inadvertence.

(3) The returning officer shall cancel the papers so returned and keep them in a separate packet and also note the serial number of all such cancelled ballot papers on the packet referred to in sub-rule (5) of rule 108.

**113. Return of postal ballot papers.**—(1) After an elector has recorded his vote and made his declaration under rule 109 or rule 111, he shall return the ballot paper and his declaration to the returning officer in accordance with the instructions communicated to him in form 27 so as to reach the returning officer before 5 P.M. on the date fixed in that behalf.

(2) If any cover containing a postal ballot paper is received by the returning officer after the expiry of the time fixed by him in that behalf, he shall note thereon the date and time of its receipt and shall keep all such covers together in a separate packet.

**114. Safe custody of postal ballot papers.**—The returning officer shall keep in safe custody until the commencement of the counting of votes all covers containing postal ballot papers received by him under rule 113.

## CHAPTER VI

*Counting of votes at Elections in Council Constituencies, at Election to Fill Seats in the Council of States and at Elections by the Members of the Legislative Assemblies to Fill Seats in the Legislative Councils.*

**115. Definitions.**—In this Chapter—

- (1) the expression 'continuing candidate' means any candidate not elected and not excluded from the poll at any given time;
  - (2) the expression 'first preference' means the figure 1, the expression 'second preference' means the figure 2 and the expression 'third preference' means the figure 3, set opposite the name of any candidate and so on;
  - (3) the expression 'unexhausted paper' means a ballot paper on which a further preference is recorded for a continuing candidate;
  - (4) the expression 'exhausted paper' means a ballot paper on which no further preference is recorded for a continuing candidate provided that a paper shall also be deemed to be exhausted in any case in which—
    - (a) the names of two or more candidates, whether continuing or not, are marked with the same figure and are next in order of preference; or
    - (b) the name of the candidate next in order of preference, whether continuing or not, is marked by a figure not following consecutively after some other figure on the ballot paper or by two or more figures;
  - (5) the expression 'original vote' in relation to any candidate means a vote derived from a ballot paper on which a first preference is recorded for such candidate;
  - (6) the expression 'transferred vote' in regard to any candidate means a vote the value or the part of the value of which is credited to such candidate and which is derived from a ballot paper on which a second or a subsequent preference is recorded for such candidate;
  - (7) the expression 'surplus' means the number by which the value of the votes, original and transferred of any candidate exceeds the quota; and
  - (8) the expression 'count' means—
    - (a) all the operations involved in the counting of the first preferences recorded for candidates; or
    - (b) all the operations involved in the transfer of the surplus of an elected candidate; or
    - (c) all the operations involved in the transfer of the total value of votes of an excluded candidate.
- 116. Grounds for declaring ballot papers invalid.**—(1) A ballot paper shall be invalid on which—
- (a) the figure 1 is not marked; or
  - (b) the figure 1 is set opposite the name of more than one candidate or is so placed as to render it doubtful to which candidate it is intended to apply; or
  - (c) the figure 1 and some other figures are set opposite the name of the same candidate; or

- (d) any mark is made by which the elector may afterwards be identified; or
  - (e) if it is a postal ballot paper, the signature of the elector is not duly attested.
- (2) The postal ballot paper shall be also invalid—
- (a) if it is not returned in the cover sent along with it to the elector by the returning officer; or
  - (b) if the number thereof does not agree with the number of the ballot paper entered on the cover in which it is placed or where the cover has no number on it the number of the ballot paper entered on the cover in which it is returned.

**117. Appointment of time, place and date for the counting of votes.**—(1) The returning officer shall appoint a date (which shall be as soon as practicable after the close of the poll) for the counting of votes and shall fix the place and time at which the votes shall be counted on the date so appointed.

(2) The returning officer shall give notice of such date, time and place in writing to all candidates and their counting agents.

(3) If for any unavoidable cause the returning officer is unable to proceed with the counting of votes at the time and date appointed under sub-rule (1), the returning officer may postpone the counting to another date and time and may fix, if necessary, another place for the counting of votes on the date to which the counting has been so postponed, and shall give notice thereof in writing to the candidates and their counting agents.

**118. Appointment of counting agents and revocation of such appointment.**—(1) The number of counting agents that a candidate may appoint under section 47 shall, subject to such general or special directions as the Election Commission may issue in this behalf, not exceed eight at the place or each of the places fixed for the counting of votes under rule 117.

(2) Every such appointment shall be made in form 19 in duplicate, one copy of which shall be forwarded to the returning officer while the other copy shall be made over to the counting agent for production at the counting of votes.

(3) No counting agent shall be admitted into the place fixed for counting unless he has delivered to the returning officer the second copy of the instrument of his appointment under sub-rule (2) after duly completing and signing the declaration contained therein.

(4) The revocation of appointment of counting agent under sub-section (2) of section 48 shall be made in form 20 and shall be lodged with the returning officer.

(5) In the event of any such revocation before the commencement of the counting of votes the candidate or his election agent may make a fresh appointment in accordance with sub-rule (2).

**119. Admission to the place fixed for counting.**—(1) The returning officer shall exclude from the place fixed for the counting of votes all persons except—

- (a) such persons as he may appoint to assist him in the counting;
- (b) every candidate and his agents;
- (c) persons authorised by the Election Commission; and
- (d) public servants on duty.

(2) No person who has been employed by or on behalf of, or has been otherwise working for, a candidate in or about the election shall be appointed to assist the returning officer in the counting of votes.

(3) Any person who during the counting of votes misconducts himself or fails to obey the lawful directions of the returning officer may be removed from the place where the votes are being counted by the returning officer or by any police officer on duty or by any person authorised in this behalf by the returning officer.

**120. Scrutiny and opening of ballot boxes and packets of postal ballot papers.**—

(1) On the date and at the time and place fixed under rule 117, the returning

officer shall, before he commences the counting, read out the provisions of section 128 to such persons as may be present.

(2) The returning officer shall decide which counting agent or agents of candidates shall attend the counting of ballot papers contained in any particular ballot box or packet.

(3) The returning officer shall then—

(a) open the ballot boxes and take out from each box the ballot papers contained therein;

(b) count the ballot papers so taken out or cause them to be counted and record the number thereof in a statement.

(4) The returning officer shall thereafter—

(a) open the covers containing the postal ballot papers and take out the ballot papers from each such cover; and

(b) satisfy himself that the declaration in form 26B or, as the case may be, form 29B, has been duly signed and attested.

(5) If the returning officer finds that the signature of the elector is not duly attested on any declaration he shall reject the ballot paper to which such declaration relates by endorsing on such ballot paper the word 'Rejected' and the ground of rejection and keep these rejected ballot papers in a separate packet.

(6) The returning officer shall then cause the declarations relating to the ballot papers which have not been rejected under sub-rule (5) to be kept in a separate packet.

(7) The returning officer shall then scrutinize the ballot papers taken out of the ballot boxes as well as the postal ballot papers taken out from the covers and separate the ballot papers which he deems valid from those which he rejects endorsing on the latter the word 'Rejected' and the ground of such rejection.

(8) After rejecting the ballot papers which are invalid the returning officer shall arrange the remaining ballot papers in parcels according to the first preference recorded for each candidate.

**121. Counting of votes.**—(1) The returning officer shall then count the number of papers in each parcel and credit the candidates concerned with the value of those papers.

(2) The returning officer shall also ascertain and record the total number of valid papers.

(3) For the purpose of facilitating the process prescribed in rules 122 to 127, each valid ballot paper shall be deemed to be of the value of one hundred.

(4) In carrying out the provisions of rules 122 to 127 the returning officer shall disregard all fractions and ignore all preferences recorded for candidates already elected or excluded from the poll.

**122. Ascertainment of quota.**—(1) The returning officer shall add together the values of the papers in all the parcels and divide the total by a number which exceeds by one the number of vacancies to be filled.

(2) The quotient so obtained increased by one shall be the number sufficient to secure the return of a candidate, hereinafter called 'the quota'.

**123. Candidates with quota elected.**—If at the end of any count or at the end of the transfer of any parcel or sub-parcel of an excluded candidate the value of ballot papers credited to a candidate is equal to, or greater than the quota, that candidate shall be declared elected.

**124. Transfer of surplus.**—(1) If at the end of any count the value of the ballot papers credited to a candidate is greater than the quota the surplus shall be transferred to the continuing candidates indicated on the ballot papers of that candidate as being next in order of the elector's preference in accordance with the provisions of this rule.

(2) If more than one candidate has a surplus, the largest surplus shall be dealt with first and the others in order of magnitude;

Provided that every surplus arising on the first count of votes shall be dealt with before those arising on the second count and so on.

(3) Where there are more surpluses than one to distribute and two or more surpluses are equal, regard shall be had to the original votes of each candidate and the candidate for whom most original votes are recorded shall have his surplus first distributed; and if the values of their original votes are equal, the returning officer shall decide by lot which candidate shall have his surplus first distributed.

(4) (a) If the surplus of any candidate to be transferred arises from original votes only, the returning officer shall examine all the papers in the parcel belonging to that candidate, divide the unexhausted papers into sub-parcels according to the next preferences recorded thereon and make a separate sub-parcel of the exhausted papers.

(b) He shall ascertain the value of the papers in each sub-parcel, and of all the unexhausted papers.

(c) If the value of the unexhausted papers is equal to or less than the surplus, he shall transfer all the unexhausted papers at the value at which they were received by the candidate whose surplus is being transferred.

(d) If the value of the unexhausted papers is greater than the surplus, he shall transfer the sub-parcels of unexhausted papers, and the value at which each paper shall be transferred shall be ascertained by dividing the surplus by the total number of exhausted papers.

(5) If the surplus of any candidate to be transferred arises from transferred as well as original votes, the returning officer shall re-examine all the papers in the sub-parcel last transferred to the candidate, divide the unexhausted papers into sub-parcels according to the next preferences recorded thereon, and then deal with the sub-parcels in the same manner as is provided in the case of sub-parcels referred to in sub-rule (4).

(6) The papers transferred to each candidate shall be added in the form of a sub-parcel to the papers already belonging to such candidate.

(7) All papers in the parcel or sub-parcel of an elected candidate not transferred under this rule shall be set apart as finally dealt with.

**125 Exclusion of candidates lowest on the poll.**—(1) If after all surpluses have been transferred as herebefore provided, the number of candidates elected is less than the required number, the returning officer shall exclude from the poll the candidate lowest on the poll and shall distribute his unexhausted papers among the continuing candidates according to the next preferences recorded thereon; and any exhausted papers shall be set apart as finally dealt with.

(2) The papers containing original votes of an excluded candidate shall first be transferred, the transfer value of each paper being one hundred.

(3) The papers containing transferred votes of an excluded candidate shall then be transferred in the order of the transfers in which, and at the value at which, he obtained them.

(4) Each of such transfers shall be deemed to be a separate transfer but not a separate count.

(5) The process directed by this rule shall be repeated on the successive exclusions one after another of the candidates lowest on the poll until such vacancy is filled either by the election of a candidate with the quota or as hereinafter provided.

(6) If at any time it becomes necessary to exclude a candidate and two or more candidates have the same value of votes and are the lowest on the poll, regard shall be had to the original votes of each candidate and the candidate for whom fewest original votes are recorded shall be first excluded; and if the values of their original votes are equal the candidate with the smallest value at the earliest count at which these candidates had unequal values shall be first excluded.

(7) If two or more candidates are lowest on the poll and each has the same value of votes at all counts the returning officer shall decide by lot which candidate shall be first excluded.

**126. Transfer when to be discontinued.**—If as a result of the transfer of papers, the value of the votes obtained by a candidate is equal to or greater than the quota the count then proceeding shall be completed but no further papers shall be transferred to him.

**127. Filling the last vacancies.**—(1) When at the end of any count the number of continuing candidates is reduced to the number of vacancies remaining unfilled, the continuing candidates shall be declared elected.

(2) When at the end of any count only one vacancy remains unfilled and the value of papers of some one candidate exceeds a total value of all the other continuing candidates together with any surplus not transferred, that candidate shall be declared elected.

(3) When at the end of any count only one vacancy remains unfilled and there are only two continuing candidates and each of them has the same value of votes and no surplus remains capable of transfer, the returning officer shall decide by lot which of them shall be first excluded; and after the exclusion of one of the candidates in the manner aforesaid the other candidate shall be declared elected.

**128. Provision for recounts.**—(1) Any candidate or in his absence his election or counting agent may, at any time during the counting of the votes, either before the commencement or after the completion of any transfer of votes (whether surplus or otherwise), request the returning officer to re-examine and re-count the papers of all or any candidates (not being papers set aside at any previous transfer as finally dealt with), and the returning officer shall forthwith re-examine and re-count the same accordingly.

(2) The returning officer may in his discretion re-count the votes either once or more than once in any case in which he is not satisfied as to the accuracy of any previous count:

Provided that nothing in this sub-rule shall make it obligatory on the returning officer to recount the same votes more than once.

**129. Illustration of the procedure as to the counting of votes under this Chapter.**—An illustration of the procedure as to the counting of votes in accordance with the provisions of this Chapter is given in Schedule II.

**130. Return by returning officers.**—(1) Upon the completion of the counting of votes the returning officer shall prepare and certify a return in form 30 setting forth—

- (a) the names of the candidates for whom valid votes have been given;
- (b) the number of valid votes given to each candidate;
- (c) the number of votes declared invalid and rejected; and
- (d) the names of the persons declared elected.

(2) The returning officer shall permit any candidate or his election or counting agent to take a copy of or an extract from such return.

(3) The returning officer shall seal up in separate packets the valid and the rejected ballot papers and shall also seal up the packets containing the declarations of candidates and the attestation of their signatures and record on each such packet the description of its contents and the date of election to which it refers.

(4) The returning officer shall after reporting the result of the election under section 67 forward signed copies of the return to the Election Commission and chief electoral officer.

### PART III

#### Election Expenses

**131. Particulars of account of election expenses.**—(1) The account of election expenses to be kept by a candidate or his election agent under section 77 shall contain the following particulars in respect of each item of expenditure from day to day, namely:—

- (a) the date on which the expenditure was incurred or authorised;
- (b) the nature of the expenditure (as for example, travelling, postage or printing and the like);

(c) the amount of the expenditure—

(i) the amount paid;

(ii) the amount outstanding;

(d) the date of payment;

(e) the name and address of the payee;

(f) the serial number of vouchers, in case of amount paid;

(g) the serial number of bills, if any, in case of amount outstanding;

(h) the name and address of the person to whom the amount outstanding is payable.

(2) A voucher shall be obtained for every item of expenditure unless from the nature of the case, such as postage, travel by rail and the like, it is not practicable to obtain a voucher.

(3) All vouchers shall be lodged along with the account of election expenses, arranged according to the date of payment and serially numbered by the candidate or his election agent and such serial numbers shall be entered in the account under item (f) of sub-rule (1).

(4) It shall not be necessary to give the particulars mentioned in item (e) of sub-rule (1) in regard to items of expenditure for which vouchers have not been obtained under sub-rule (2).

**132. Notice by returning officer for inspection of accounts.**—The returning officer shall, within two days from the date on which the account of election expenses has been lodged by a candidate under section 78, cause a notice to be affixed to his notice board, specifying—

(a) the date on which the account has been lodged;

(b) the name of the candidate; and

(c) the time and place at which such account can be inspected.

**133. Inspection of account and the obtaining of copies thereof.**—Any person shall on payment of a fee of one rupee be entitled to inspect any such account and on payment of such fee as may be fixed by the Election Commission in this behalf, be entitled to obtain attested copies of such account or of any part thereof.

**134. Report by the returning officer as to the lodging of the account of election expenses and the decision of the Election Commission thereon.**—(1) As soon as may be after the expiration of the time specified in section 78 for the lodging of the accounts of election expenses at any election, the returning officer shall report to the Election Commission—

(a) the name of each contesting candidate;

(b) whether such candidate has lodged his account of election expenses and if so, the date on which such account has been lodged; and

(c) whether in his opinion such account has been lodged within the time and in the manner required by the Act and these rules.

(2) Immediately after the submission of the report referred to in sub-rule (1) the returning officer shall publish a copy thereof by affixing the same to his notice board.

(3) As soon as may be after the receipt of the report referred to in sub-rule (1) the Election Commission shall consider the same and decide whether any contesting candidate has failed to lodge the account of election expenses within the time and in the manner required by the Act and these rules.

(4) The Election Commission shall notify in the Official Gazette the names of contesting candidates who according to its decision have failed to lodge accounts of their election expenses within the time and in the manner required by the Act and these rules and shall also inform every such candidate of the decision.

(5) Any contesting candidate whose name has been notified under sub-rule (4) may submit a representation in writing to the Election Commission for the removal

of the disqualification incurred by him under clause (c) of section 7 with an explanation as to why the default was made in lodging the account of election expenses within the time and in the manner required by the Act and these rules.

(6) Every such candidate shall at the same time send to the returning officer a copy of the representation and, if he has not already done so, an account of election expenses as required by the Act and these Rules.

(7) The returning officer shall within five days of the receipt thereof forward to the Election Commission the copy of the representation and the account (if any) with such comments as he wishes to make thereon.

(8) The Election Commission shall, after considering the representation submitted by the candidate and the comments made by the returning officer and after such inquiry as it thinks fit, decide whether or not the disqualification incurred by the candidate under clause (c) of section 7 should be removed.

**135. Maximum election expenditure.**—The total of the expenditure incurred by a candidate in connection with an election in any one constituency in a State shall not exceed the maximum amount specified in respect of that constituency in Schedule III.

#### PART IV

##### Miscellaneous

**133. Resignation of seats in case of election to more seats than one in a House.**—

(1) The time within which a person may resign all but one of the seats in either House of Parliament or in the House or either House of the Legislature of a State, to which he has been elected shall be—

- (a) fourteen days from the date of his election under section 67A; or
- (b) where the dates of his election are different in respect of different seats, fourteen days from the last of those dates.

(2) Such resignation shall be addressed—

- (a) to the Speaker or the Chairman of the House concerned; or
- (b) where the office of the Speaker or Chairman is for the time being vacant or is, or is deemed to be, in abeyance, to the Deputy Speaker or the Deputy Chairman of the House concerned; or
- (c) where the post of the Deputy Speaker or Deputy Chairman is also for the time being vacant or is, or is deemed to be, in abeyance, to the Election Commission.

(3) Where the resignation has been addressed to the Election Commission under sub-rule (2) the Election Commission shall, as soon as may be after the receipt of the resignation, send a copy thereof to the Secretary of the House concerned.

**137. Custody of ballot boxes and papers relating to election.**—(1) All ballot boxes used at an election shall be kept in such custody as the chief electoral officer may direct.

(2) The returning officer shall keep in safe custody the packets of unused ballot papers, the packets of used ballot papers whether valid, tendered or rejected, and all other papers relating to the election.

**138. Production and inspection of election papers.**—(1) While in the custody of the returning officer—

- (a) the packets of unused ballot papers;
- (b) the packets of used ballot papers whether valid, tendered or rejected;
- (c) the packets of the counterfoils of all postal ballot papers;
- (d) the packets of the declarations of the candidates and the attestation of their signatures;

- (e) the packets of the marked copies of the electoral roll or of the 1st maintained under sub-section (1) or sub-section (2) of section 152,

shall not be opened and their contents shall not be inspected by, or produced before, any person or authority except under the order of a competent court or tribunal.

(2) All other papers relating to the election shall be open to public inspection subject to such conditions and to the payment of such fee, if any, as the Election Commission may direct.

(3) Copies of the returns by the returning officer forwarded under sub-rule (2) of rule 68 or, as the case may be, under sub-rule (4) of rule 130 shall be furnished by the chief electoral officer of the State concerned on payment of a fee of two rupees for each such copy.

**139. Disposal of election papers.**—Subject to any direction to the contrary given by the Election Commission or by a competent court or tribunal—

- (a) the packets of unused ballot papers shall be retained for a period of six months and shall thereafter be placed at the disposal of the chief electoral officer;
- (b) the other packets referred to in sub-rule (1) of rule 138 shall be retained for a period of one year and shall thereafter be destroyed;
- (c) all other papers relating to the election shall be retained for such period as the Election Commission may direct.

**140. Orders and decisions of tribunals and Courts to be communicated to the Election Commission.**—An authenticated copy of every order of an election tribunal under section 98 or section 99 and of every decision of a High Court or the Supreme Court in respect of any matter arising out of an election petition shall be forwarded to the Election Commission by such tribunal or Court as soon as may be after such order has been made or such decision has been pronounced.

**141. List of members of State Assemblies and electoral colleges.**—(1) The returning officer for an election by the members of the Legislative Assembly of a State to fill a seat or seats in the Council of States or in the Legislative Council of a State, shall maintain a list of members of that Assembly with their addresses corrected up-to-date in such form as the Election Commission may direct.

**Explanation.**—In this sub-rule any reference to the members of the Legislative Assembly of a State shall, in relation to an election to the Council of States, be construed as a reference to the elected members of that Legislative Assembly.

(2) The returning officer for an election by the members of the electoral college for a Part C State to fill a seat or seats in the Council of States shall maintain a list of members of that electoral college with their addresses corrected up-to-date in such form as the Election Commission may direct.

**142. Manner of serving the order of requisition of premises, vehicles, etc.**—An order of requisition under section 160 shall be served—

- (a) where the person to whom such order is addressed is a corporation or firm, in the manner provided for the service of summons in rule 2 of Order XXIX or rule 3 of Order XXX, as the case may be, in the First Schedule to the Code of Civil Procedure, 1908 (Act V of 1908); and
- (b) where the person to whom such Order is addressed is an individual—
  - (i) personally by delivering or tendering the order, or
  - (ii) by registered post, or
  - (iii) if the person cannot be found, by leaving an authentic copy of the order with any adult member of his family or by affixing such copy to some conspicuous part of the premises in which he is known to have last resided or carried on business or personally worked for gain.

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143. Time for application for reference to arbitration under section 161.—The time within which any person interested who is aggrieved by the amount of compensation determined under sub-section (1) of section 168, or within which the owner of a vehicle, vessel or animal who is aggrieved by the amount of compensation determined under sub-section (2) of that section, may make an application for referring the matter to arbitration shall be fourteen days from the date of determination of the amount of such compensation.

## SCHEDULE I

## FORM 1

## Notice of Election

(See rule 3)

Election to.....\*

Notice is hereby given that—

- (1) an election is to be held of.....
- (2) forms of nomination paper may be obtained at the offices of the officers specified in paragraph 6 between the hours of..... and..... from..... (date) to..... (date).
- (3) nomination papers may be delivered between the hours of 11 in the morning and 3 in the afternoon by a candidate or his proposer to any of the officers specified in paragraph 6 at his office on any day not later than the..... day of.....
- (4) the nomination papers will be taken up for scrutiny at..... (hours) on..... (date) at..... (place).
- (5) notice of withdrawal of candidature may be delivered by a candidate, his proposer or election agent to anyone of the officers specified in paragraph 6 at his office before 3 P.M. on.....
- (6) nomination papers and notices of withdrawal may be delivered to any of the officers specified in the first column of the following table at his office specified in the corresponding entry in the second column of the table:—

TABLE

Designation of officer	Location of office
1	2
1. Returning Officer.	
2. Assistant Returning Officer.	

- (7) in the event of the election being contested, the poll will take place on..... between the hours of..... and.....

Date.....

Returning Officer,

Place.....

.....constituency.

\* Here appropriate particulars of the election are to be inserted.

## FORM 2A

## Nomination Paper

(See rule 4)

Election to the House of the People

(To be filled by the proposer)

I hereby nominate.....as a candidate  
for election from the.....Parliamentary constituency.

1. Full name of proposer.....
2. \*Electoral roll number of proposer.....
3. Name of candidate's \*\*father/husband.....
4. Full postal address of candidate.....
5. \*Electoral roll number of candidate.....

Date.....

Signature of proposer.

(To be filled by the candidate)

I, the above-mentioned candidate, assent to this nomination and hereby  
declare—

- (a) that I have completed.....years of age;
- (b) that the symbols I have chosen are in order of preference
  - (i) .....
  - (ii) ..... and
  - (iii) .....

Date.....

Signature of candidate.

Further declaration to be made by a scheduled caste or a scheduled tribe  
candidate.

F

I hereby declare that I am a member of the.....\*\*caste/tribe  
which is a scheduled caste/tribe of the State of.....  
in relation to.....(area) in that State.

Date.....

Signature of candidate.

(To be filled by the returning officer)

Serial No. of nomination paper.....

This nomination was delivered to me at my office at.....  
(hour) on.....(date) by the \*\*candidate/proposer.

Date.....

Returning Officer.

Decision of Returning Officer Accepting or Rejecting the Nomination Paper.

I have examined this nomination paper in accordance with section 36 of the  
Representation of the People Act, 1951, and decide as follows:—

Date.....

Returning Officer.

\* Here insert—

- (i) the name of the parliamentary constituency;
- (ii) the name of the component assembly or electoral college constituency  
in the electoral rolls of which the name of the proposer or the  
candidate as the case may be, has been entered;
- (iii) the serial number of the part of the electoral roll in which such entry  
occurs; and

*Receipt for Nomination Paper and Notice of Scrutiny*

(To be handed over to the person presenting the nomination paper)

Serial No. of nomination paper.....

The nomination paper of.....a candidate for  
 election from the.....Parliamentary constituency,  
 was delivered to me at my office at.....(hour) on.....  
 (date) by the \*\*candidate/proposer. All nomination papers will be taken up  
 for scrutiny at.....(hour) on.....(date)  
 at.....(place).

Date.....

Returning Officer.

(iv) the serial number of the entry in that part.

*Illustration—*

Lucknow parliamentary constituency;  
 Lucknow City East assembly constituency;  
 Part 7;  
 No. 358.

---

 \*\* Strike off one of the alternatives as necessary.

## FORM 2B

## Nomination Paper

(See rule 4)

Election to the Legislative Assembly of.....(State)

(To be filled by the proposer)

I hereby nominate.....as a candidate  
for election from the.....Assembly constituency.

1. Full name of proposer.....
2. \*Electoral roll number of proposer.....
3. Name of candidate's \*\*father/husband.....
4. Full postal address of candidate.....
5. \*Electoral roll number of candidate.....

Date.....

Signature of proposer.

(To be filled by the candidate)

I, the above-mentioned candidate, assent to this nomination and hereby  
declare—

- (a) that I have completed.....years of age;
- (b) that the symbols I have chosen are in order of preference
  - (i) .....
  - (ii) ..... and
  - (iii) .....

Date.....

Signature of candidate.

Further declaration to be made by a scheduled caste or a scheduled tribe  
candidate.I hereby declare that I am a member of the.....\*\*caste/tribe  
which is a scheduled \*\*caste/tribe of the State of.....  
in relation to.....(area) in that State.

Date.....

Signature of candidate.

(To be filled by the returning officer)

Serial No. of nomination paper.....

This nomination was delivered to me at my office at.....  
(hour) on.....(date) by the \*\*candidate/proposer.

Date.....

Returning Officer.

Decision of Returning Officer Accepting or Rejecting the Nomination Paper.

I have examined this nomination paper in accordance with section 36 of the  
Representation of the People Act, 1951, and decide as follows:—

Date.....

Returning Officer.

## Receipt for Nomination Paper and Notice of Scrutiny

(To be handed over to the person presenting the nomination paper)

Serial No. of nomination paper.....

The nomination paper of.....a candidate for  
election from the.....Assembly constituency,  
was delivered to me at my office at.....(hour) on.....

---

(date) by the \*\*candidate/proposer. All nomination papers will be taken up for scrutiny at.....(hour) on.....(date) at.....(place).

Date.....

Returning Officer.

---

\* Here insert—

- (i) the name of the assembly constituency;
- (ii) the serial number of the part of the electoral roll in which the name of the proposer or the candidate, as the case may be, has been entered; and
- (iii) the serial number of the entry in that part.

*Illustration—*

Lucknow City East assembly constituency;  
Part 7;  
No. 358.

---

\* Strike off one of the alternatives as necessary.

## FORM 2C

## Nomination Paper

(See rule 4)

Election to the Electoral College of..... (State)

(To be filled by the proposer)

I hereby nominate..... as a candidate  
for election from the..... Electoral College constituency.

1. Full name of proposer.....
2. \*Electoral roll number of proposer.....
3. Name of candidate's \*\*father/husband.....
4. Full postal address of candidate.....
5. \*Electoral roll number of candidate.....

Date.....

Signature of proposer.

(To be filled by the candidate)

I, the above-mentioned candidate, assent to this nomination and hereby declare—

- (a) that I have completed..... years of age;
- (b) that the symbols I have chosen are in order\*of preference
  - (i) .....
  - (ii) ..... and
  - (iii) .....

Date.....

Signature of candidate.

(To be filled by the returning officer)

Serial No. of nomination paper.....

This nomination was delivered to me at my office at.....  
(hour) on..... (date) by the \*\*candidate/proposer.

Date.....

Returning Officer.

*Decision of Returning Officer Accepting or Rejecting the Nomination Paper.*

I have examined this nomination paper in accordance with section 36 of the Representation of the People Act, 1951, and decide as follows:—

Date.....

Returning Officer.

*Receipt for Nomination Paper and Notice of Scrutiny*

(To be handed over to the person presenting the nomination paper)

Serial No. of nomination paper.....

The nomination paper of..... a candidate for  
election from the..... Electoral College constituency,  
was delivered to me at my office at..... (hour) on.....  
(date) by the \*\*candidate/proposer. All nomination papers will be taken up  
for scrutiny at..... (hour) on..... (date)  
at..... (place).

Date.....

Returning Officer.

\* Here insert—

- (i) the name of the electoral college constituency;
- (ii) the serial number of the part of the electoral roll in which the name  
of the proposer or the candidate, as the case may be, has been  
entered; and
- (iii) the serial number of the entry in that part.

*Illustration—*

Agartala Sadar III electoral college constituency;

Part 3;

No. 267.

\*\* Strike off one of the alternatives as necessary.

## FORM 2D

## Nomination Paper

(See rule 4)

## Election to the Council of States

(To be filled by the proposer)

I hereby nominate.....as a candidate  
for election to the Council of States.

1. Full name of proposer.....

2. Serial number of proposer in the list maintained under section 152.....

3. Name of candidate's \*\*father/husband.....

4. Full postal address of candidate.....

5. \*Electoral roll number of candidates in parliamentary constituency.....

Date.....

Signature of proposer.....

(To be filled by the candidate)

I, the above-mentioned candidate, assent to this nomination and hereby  
declare that I have completed.....years of age.

Date.....

Signature of candidate.....

(To be filled by the returning officer)

Serial No. of nomination paper.....

This nomination was delivered to me at my office at.....  
(hour) on.....(date) by the \*\*candidate/proposer.

Date.....

Returning Officer.....

*Decision of Returning Officer Accepting or Rejecting the Nomination Paper.*

I have examined this nomination paper in accordance with section 36 of the  
Representation of the People Act, 1951, and decide as follows:—

Date.....

Returning Officer.....

*Receipt for Nomination Paper and Notice of Scrutiny*

(To be handed over to the person presenting the nomination paper)

Serial No. of nomination paper.....

The nomination paper of.....a candidate for  
election to the Council of States by the \*\*elected members of the Legislative  
Assembly of.....(State)/members of the Electoral College of  
.....(State) was delivered to me at my office at.....  
(hour) on.....(date) by the \*\*candidate/proposer. All nomination  
papers will be taken up for scrutiny at.....(hour)  
on.....(date) at.....(place).

Date.....

Returning Officer.....

\* Here insert—

(i) the name of the parliamentary constituency;

(ii) the name of the component assembly or electoral college constituency  
in the electoral rolls of which the name of the candidate has been  
entered;

(iii) the serial number of the part of the electoral roll in which such entry  
occurs; and

(iv) the serial number of the entry in that part.

*Illustration—*

Lucknow parliamentary constituency;

Lucknow City East assembly constituency;

Part 7;

No. 358.

\*\* Strike off one of the alternatives as necessary.

## FORM 2E

## Nomination Paper

(See rule 4)

Election to the Legislative Council of.....(State) by the  
Members of the Legislative Assembly

(To be filled by the proposer)

I hereby nominate.....as a candidate  
for the above election.

1. Full name of proposer.....
2. Serial number of proposer in the list maintained under section 152.....
3. Name of candidate's \*\*father/husband.....
4. Full postal address of candidate.....
5. \*Electoral roll number of candidate in assembly constituency.....

Date.....

Signature of proposer.

(To be filled by the candidate)

I, the above-mentioned candidate, assent to this nomination and hereby  
declare that I have completed.....years of age.

Date.....

Signature of candidate.

(To be filled by the returning officer)

Serial No. of nomination paper.....

This nomination was delivered to me at my office at.....  
(hour) on.....(date) by the \*\*candidate/proposer.

Date.....

Returning Officer.

Decision of Returning Officer Accepting or Rejecting the Nomination Paper.

I have examined this nomination paper in accordance with section 36 of the  
Representation of the People Act, 1951, and decide as follows:—

Date.....

Returning Officer.

## Receipt for Nomination Paper and Notice of Scrutiny

(To be handed over to the person presenting the nomination paper)

Serial No. of nomination paper.....

The nomination paper of.....a candidate for  
election to the Legislative Council of.....(State) by the  
members of the Legislative Assembly was delivered to me at my office at.....  
(hour) on.....(date) by the \*\*candidate/proposer. All nomination  
papers will be taken up for scrutiny at.....(hour) on.....  
(date) at.....(place).

Date.....

Returning Officer.

\* Here insert—

- (i) the name of the assembly constituency;
- (ii) the serial number of the part of the electoral roll in which the name  
of the candidate has been entered; and
- (iii) the serial number of the entry in that part.

Illustration—

Lucknow City East assembly constituency;

Part 7;

No. 358.

\*\* Strike off one of the alternatives as necessary.

## FORM 2F

## Nomination Paper

(See rule 4)

Election to the Legislative Council of.....(State) from a Council  
Constituency

(To be filled by the candidate)

I hereby nominate.....as a candidate  
for election to the Legislative Council of.....(State) from  
the.....constituency.

1. Full name of proposer.....
2. \*Electoral roll number of proposer in the council constituency.....
3. Name of candidate's \*\*father/husband.....
4. Full postal address of candidate.....
5. \*\*\*Electoral roll number of candidate in assembly constituency.....

Date.....

Signature of proposer.

(To be filled by the candidate)

I, the above-mentioned candidate, assent to this nomination and hereby  
declare that I have completed.....years of age.

Date.....

Signature of candidate.....

(To be completed by the returning officer)

Serial No. of nomination paper.....

This nomination was delivered to me at my office at.....  
(hour) on.....(date) by the \*\*candidate/proposer.

Date.....

Returning Officer.

*Decision of Returning Officer Accepting or Rejecting the Nomination Paper.*I have examined this nomination paper in accordance with section 36 of the  
Representation of the People Act, 1951, and decide as follows:—

Date.....

Returning Officer.

*Receipt for Nomination Paper and Notice of Scrutiny*

(To be handed over to the person presenting the nomination paper)

Serial No. of nomination paper.....

The nomination paper of.....a candidate for  
election to the Legislative Council of.....(State) from the  
.....\*\*Graduates'/Teachers'/Local Authorities' constituency,  
was delivered to me at my office at.....(hour) on.....  
(date) by the \*\*candidate/proposer. All nomination papers will be taken up  
for scrutiny at.....(hour) on.....(date)  
at.....(place).

Date.....

Returning Officer.

\* Here insert—

- (i) the name of the council constituency;
- (ii) the serial number of the part of electoral roll in which the name of  
the proposer has been entered; and
- (iii) the serial number of the entry in that part.

*Illustration—*

Uttar Pradesh East (teachers') constituency;

Part 5;

No. 158.

\*\* Strike off one of the alternatives as necessary.

\*\*\* Here insert—

- (i) the name of the assembly constituency;
- (ii) the serial number of the part of the electoral roll in which the name  
of the candidate has been entered; and
- (iii) the serial number of the entry in that part.

*Illustration—*

Lucknow City East assembly constituency;

Part 7;

No. 358.

## FORM 3A

## Notice of Nomination

(See rule 7)

Election to the \* House of the People/Legislative Assembly from the..... constituency.

Notice is hereby given that the following nominations in respect of the above election have been received up to 3 P.M. today:—

Serial number of nomination paper	Name of candidate	Name of *father/ husband	Age of candidate	Address	Particulars of caste or tribe for candidates belonging to scheduled castes or scheduled tribes	Electoral roll number of candidate	Name of proposer	Electoral roll number of proposer
1	2	3	4	5	6	7	8	9

Place.....

Date.....

Returning Officer.

\*Strike off the inappropriate alternative,

## 'FORM 3B

(See rule 7)

## Notice of Nomination

Election to the Electoral College of..... (State) from the..... constituency. Notice is hereby given that the following nominations in respect of the above election have been received up to 3 P.M. today:—

Serial number of nomination paper	Name of candidate	Name of *father/ husband	Age of candidate	Address	Electoral roll number of candidate	Name of proposer	Electoral roll number of proposer
1	2	3	4	5	6	7	8

Place.....

Date.....

Returning Officer.

\*Strike off the inappropriate alternative.

## FORM 3C

## Notice of Nomination

(See rule 7)

Election to the [Council of States/Legislative Council] by the [elected] members of the Legislative Assembly Electoral College of.....

Notice is hereby given that the following nominations in respect of the above election have been received up to 3 P.M. today:—

Serial number of nomination paper	Name of candidate	Name of *father/husband	Age of candidate	Address	Electoral roll number of candidate	Name of proposer	Serial number of proposer in list maintained under section 152
1	2	3	4	5	6	7	8

Place.....

Date .....

Returning Officer.

N. B.—Omit the words marked [ ] as necessary.

\*Strike off the inappropriate alternative.

## FORM 3D

## Notice of Nomination

(See rule 7)

Election to the Legislative Council of.....(S'tate) from the.....constituency.

Notice is hereby given that the following nominations in respect of the above election have been received up to 3 P.M. today:—

Serial number of nomination paper	Name of candidate	Name of *father/husband	Age of candidate	Address	Electoral roll number of candidate in Assembly constituency	Name of proposer	Electoral roll number of proposer in the Council constituency.
1	2	3	4	5	6	7	8

Place .....

Date .....

Returning Officer.

\*Strike off the inappropriate alternative.

## FORM 4

*List of validly Nominated candidates.*

(See rule 8)

Election to the\*

Serial number	Name of candidate	Name of **father/husband	Address of candidate
1	2	3	4

Place.....

Date.....

Returning Officer.

\*Appropriate particulars of the election to be inserted here.

\*~~Strike off~~ the inappropriate alternative.

## FORM 5

## Notice of withdrawal

[See rule 9(1)]

Election to the

\*To

The Returning Officer.

I..... a candidate nominated at the above election do hereby give notice that I withdraw my candidature.

Place.....

Date.....

Signature of candidate.

This notice was delivered to me at my office at.....(hour) on  
.....(date) by ..... (name), the †.....  
Date.....

Returning Officer.

*Receipt for Notice of Withdrawal*

(To be handed over to the person delivering the notice)

The notice of withdrawal of candidature by....., a candidate at the election to the\*....., was delivered to me by the †..... at my office at.....(hour) on ..... (date).

Returning Officer.

\*Here insert one of the following alternatives as may be appropriate:—

- (1) House of the People from the.....constituency.
- (2) Legislative Assembly from the.....constituency.
- (3) Electoral College from the .....constituency.
- (4) Legislative Council of.....(State).  
from the.....constituency.
- (5) Council of States by the elected members of the Legislative Assembly of.....(State).
- (6) Council of States by the members of the electoral College of..... of.....(State).
- (7) Legislative Council of.....(State) by the members of the Legislative Assembly.

†Here insert one of the following alternatives as may be appropriate:—

- (1) Candidate.
- (2) Candidate's proposer who has been authorised in writing by the candidate to deliver it.
- (3) Candidate's election agent who has been authorised in writing by the candidate to deliver it.

## FORM 6

## Notice of Withdrawal of Candidatures

[See rule 9(2)]

## Election to the

Notice is hereby given that the following †candidate/candidates at the above election withdrew \*his candidature/their candidatures today.

<i>Name of candidate</i>	<i>Address of candidate</i>	<i>Remarks.</i>
1.		
2.		
3.		
etc.		

Returning Officer.

Date.....

\*Appropriate particulars of the election to be inserted here.

†Strike off the inappropriate alternative.

FORM 7A

List of Contesting Candidates

(See rule 11)

Election to the House of the People/Legislative Assembly/Electoral College  
from the.....constituency.

Serial number	Name of candidate	Address of candidate	Symbol allotted
1	2	3	4
1.			
2.			
3.			
4.			
etc.			

[The candidates whose names are marked with † are members of the scheduled castes and the candidates whose names are marked with †† are members of the scheduled tribes.]

The poll will be taken between the hours of.....and..... on.....  
(date or dates).

Postal ballot papers must reach the undersigned before 5 P.M. on .... (date).

Place.....

Date.....

Returning Officer.

## FORM 7B

## List of Contesting Candidates

(See rule 11)

Election to the\* .....

Serial number	Name of candidate	Address of candidate
1	2	3
1.		
2.		
3.		
4.		
etc.		

[The poll will be taken between the hours of.....and.....on.....  
(date or dates)]

Postal ballot papers must reach the undersigned before 5 P.M. on ....(date).

Place.....

Date.....

Returning Officer.

\*Here insert one of the following alternatives as may be appropriate:—

- (1) Legislative Council of.....(State).  
from the.....constituency.
- (2) Council of States by the elected members of the Legislative Assembly  
of..... (State).
- (3) Council of States by the members of the electoral college of..... ..
- (4) Legislative Council of..... ..(State) by the members of  
the Legislative Assembly.

N.B.—Omit the words marked [ ] as necessary.

## FORM 8

*Appointment of Election Agent*

[See rule 12(1)]

Election to the\*.....

To

The Returning Officer.

I ..... of ..... a candidate at the above election,  
do hereby ..... of ..... as my election agent from  
this day at the above election.

Place.....

Date.....

Signature of candidate.

I accept the above appointment.

Place.....

Date.....

Signature of election agent.

---

\*Here insert one of the following alternatives as may be appropriate:—

- (1) House of the People from the.....constituency.
- (2) Legislative Assembly from the.....constituency.
- (3) Electoral College from the.....constituency.
- (4) Legislative Council of.....(State).  
from the.....constituency.
- (5) Council of States by the elected members of the Legislative Assembly  
of.....(State).
- (6) Council of States by the members of the electoral college of.....
- (7) Legislative Council of.....(State) by the members of  
the Legislative Assembly.

## FORM 9

*Revocation of Appointment of Election Agent.*

[See rule 12(2)]

To

Election to the

The Returning Officer,

I, ....., a candidate at the above election, hereby revoke  
the appointment of..... my election agent.

Place.....

Date.....

Signature of candidate.

\*Here insert one of the following alternatives as may be appropriate:—

- (1) House of the People from the.....constituency
- (2) Legislative Assembly from the.....constituency.
- (3) Electoral College from the.....constituency.
- (4) Legislative Council of.....(State).  
from the..... constituency.
- (5) Council of States by the elected members of the Legislative Assembly  
of.....(State).
- (6) Council of States by the members of the electoral college of.....
- (7) Legislative Council of.....(State) by the members of  
the Legislative Assembly.

## FORM 10

*\*Appointment of Polling Agent*

(See rule 13)

Election to the \* \*

I a †candidate/the election agent of  
 who is a candidate at the above election do hereby appoint of  
 as a polling agent to attend †polling station No at/place  
 fixed for the poll at

Place

Date

Signature of †candidate/election agent

I agree to act as such polling agent.

Place

Date. ....

Signature of polling agent.

\*To be handed over to the polling agent for production at the polling station or at the place fixed for the poll

\*\*Here insert one of the following alternatives as may be appropriate.—

- (1) House of the People from the constituency
- (2) Legislative Assembly from the constituency.
- (3) Electoral College from the constituency
- (4) Legislative Council of (State)  
from the constituency
- (5) Council of States by the elected members of the Legislative Assembly of (State)
- (6) Council of States by the members of the electoral college of
- (7) Legislative Council of . . (State) by the members of the Legislative Assembly

†Strike off the inappropriate alternative

*Declaration of polling agent to be signed before Presiding Officer*

I hereby declare that at the above election I will not do anything forbidden by section 128 of the Representation of the People Act, 1951, which †I have read/has been read over to me

Date

Signature of polling agent

Signed before me

Date

Presiding Officer

*Section 128 of the Representation of the People Act, 1951 —*

"128 Maintenance of secrecy of voting—Every officer, clerk agent or other person who performs any duty in connection with the recording or counting of votes at an election shall maintain, and aid in maintaining the secrecy of the voting and shall not (except for some purpose authorised by or under any law) communicate to any person any information calculated to violate such secrecy

(2) Any person who contravenes the provisions of sub-section (1) shall be punishable with imprisonment for a term which may extend to three months or with fine or with both"

†Strike off the inappropriate alternative

## FORM 11

*Revocation of Appointment of Polling Agent*

[See rule 14(1)]

Election to the \*.....

To

The Presiding Officer.

I, .....[the election agent of .....] a candidate at the above election, hereby revoke the appointment of ..... my/his polling agent.

Place.....

Date.....

Signature of person revoking.

\*Here insert one of the following alternatives as may be appropriate:—

- (1) House of the People from the ..... constituency.
- (2) Legislative Assembly from the ..... constituency.
- (3) Electoral College from the ..... constituency.
- (4) Legislative Council of ..... (State) from the ..... constituency.
- (5) Council of States by the elected members of the Legislative Assembly of ..... (State).
- (6) Council of States by the members of the electoral College of.....
- (7) Legislative Council of ..... (State) by the members of the Legislative Assembly.

N.B.—Omit the words marked [ ] as necessary.

## FORM 12

*Notice of retirement by a contesting candidate*

(See rule 16)

*Election to the [House of the People]/[Legislative Assembly]*

To

The Returning Officer,

.....constituency.

I hereby give notice that I retire from the contest at the above election.

Place.....

Date.....

Signature of candidate.

I hereby authorise my agent ..... son of ..... of ..... who has signed below in my presence to deliver this notice to the returning officer on my behalf.

Signature of agent

(in presence of candidate)

Signature of candidate.

Postal address of agent.....

.....

.....

Date.....

Signature of agent  
(in presence of Returning Officer)

Date.....

---

N.B.—Omit the words [     ] as necessary.

## FORM 13

*Tendered Ballot Paper*

(See rule 33)

Election to the ..... from the ..... constituency

Serial Number of Ballot Paper.....

Polling Station .....

Name of elector .....

Serial number of elector ..... in part number ..... of the electors' roll.

Address of elector .....

Name(s) of candidate(s) in whose favour votes are tendered.....

1.

2.

3.

Date.....

\*Appropriate particulars of the election to be inserted here.

## FORM 14

### List of Tendered Votes

(See rule 33)

Election to the\*.....from the.....constituency

Polling Station .....

Serial number of tendered ballot paper	Name of elector	Serial number of		Address	Signature or thumb impression of person tendering vote
		Part of roll	Elector's name in that part		
1	2	3	4	5	6

Date.....

Signature of Presiding Officer.

\*Appropriate particulars of the election to be inserted here.

## FORM 15

*List of Challenged Votes*

(See rule 34)

Election to the \*..... from the ... .. constituency  
 Polling Station .....

Serial number of entry	Name of elector	Serial number of		Signature or thumb impression of the person challenged	Address of the person challenged	Name of Identifier, if any	Name of Challenger	Order of Presiding Officer	Signature of challenger on receiving refund of deposit.
		Part of roll	Elector's name in that part						
1	2	3	4	5	6	7	8	9	10

Date.....

Signature of Presiding Officer.

\*Appropriate particulars of the election to be inserted here.

## FORM 16

(See rule 36)

*Ballot Paper Account*

Election to the \*..... from the ..... constituency  
 Polling Station .....

	Ordinary ballot papers	Tendered ballot pap.
1. Serial numbers of ballot papers received for use at the polling station . . . . .		
2. Serial numbers of unused ballot papers left over at the close of poll . . . . .		
3. Total number of ballot papers received ( <i>vide</i> item 1).		
4. Total number of ballot papers left unused ( <i>vide</i> item 2).		
5. Number of ballot papers used (Subtract item 4 from item 3) . . . . .		
6. Number of ballot papers cancelled. . . . .		
7. Number of ballot papers which should be in the ballot boxes (Subtract item 6 from item 5.)		

Date.....

Signature of Presiding Officer

\*Appropriate particulars of the election to be inserted here.

FORM 17  
Counterfoil of Postal Ballot Paper  
[See rule 45(1)]

Election

to the \* \_\_\_\_\_

from the ..... constituency.  
Serial number of ballot paper .....  
Name of elector .....

Serial number of the part of electoral roll  
containing the elector's name .....

Serial number of the elector's name in that  
part .....

FORM 17  
POSTAL BALLOT PAPER  
[See rule 45(1)]

ELECTION

to the \* .....

from the ..... constituency.  
Serial number of ballot paper .....

Serial No. of candi- date	Name of candidate	Candidate's party affiliation, if any	Name and facsimile etc. of symbol allotted	Mark
1	2	3	4	5

1

2

3

4

etc.

[The candidates whose names are marked with \* are  
members of the scheduled castes and the candi-  
dates whose names are marked with \*\* are  
members of the scheduled tribes]

DIRECTIONS TO ELECTOR

- (1) Before recording your vote read carefully the following directions and also the instructions in Form 18D sent with this ballot paper.
- (2) The number of members to be elected is .....
- (3) You have ..... vote(s).
- (4) You must not vote for more than ..... candidates. If you do, your ballot paper will be rejected.
- (5) Record each vote by placing clearly a mark in column 5 of the ballot paper opposite the name of the candidate to whom you wish to give that vote.
- (6) The mark should be so placed as to indicate clearly and beyond doubt to which candidate you are giving your vote. If the mark is so placed as to make it doubtful to which candidate you have given the vote, that vote will be invalid.
- (7) Your vote is secret. You must not put your signature on the ballot paper or make any other mark on it which will reveal your identity. If you do, your ballot paper will be rejected.

\*Appropriate particulars of the election to  
be inserted here.

N.B.—Omit the words marked [ ] as necessary.

\* Appropriate particulars of the election to be  
inserted here.

## FORM 18A

## Declaration by Elector

[See rule 46(2)]

Election to the \* from the constituency

(This side is to be used only when the elector signs the declaration himself).

I hereby declare that I am the elector to whom the postal ballot paper bearing  
 serial number has been issued at the above election.

Date.....

Signature of elector.

Address .. ....

## Attestation of signature

The above has been signed in my presence by (elector) who \*\*is  
 personally known to me/has been identified to my satisfaction by ... ..  
 (identifier) who is personally known to me.

Signature of identifier, if any

Address ..

Signature of Attesting Officer

Designation ..

Address . ...

Date .

(This side is to be used when the elector cannot sign himself)

I hereby declare that I am the elector to whom the postal ballot paper bearing  
 serial number has been issued at the above election

Date

Signature of Attesting Officer on behalf of elector

Address of Elector .. .

## CERTIFICATE

I hereby certify that—

- (1) the abovenamed elector \*\*is personally known to me/has been identified to my satisfaction by (identifier) who is personally known to me,
- (2) I am satisfied that the elector \*\*is illiterate/suffers from (infirmary) and is unable to record his vote himself or sign his declaration,
- (3) I was requested by him to mark the ballot paper and to sign the above declaration on his behalf, and
- (4) the ballot paper was marked and the declaration signed by me on his behalf, in his presence and in accordance with his wishes

Signature of identifier, if any

Address

Signature of attesting Officer . . . . .

Designation

Address

Date

\*Appropriate particulars of the election to be inserted here

\*\*Strike off the inappropriate alternative as necessary

## FORM 18B

## Cover

[See rules 46(2), 83(2), and 108(3)]

A

NOT TO BE OPENED BEFORE COUNTING  
ELECTION

to the .....

POSTAL BALLOT PAPER

Serial number of ballot paper....

\*Appropriate particulars of the election to be inserted here.

## FORM 18C

## Cover

[See rules 46(2), 83(2), and 108(3)]

B NOT TO BE OPENED BEFORE COUNTING

\*\*.....

ELECTION--IMMEDIATEPOSTAL BALLOT PAPER

To

The Returning Officer

\*\*.....

.....

.....

\*Insert here the name of the appropriate House of Parliament or the State Legislature or of the appropriate Electoral College.

\*\*Full postal address of the returning officer to be inserted here.

## FORM 18D

*Instructions for the Guidance of Electors*

[See rule 46(2)]

Election to the \*..... from the ..... constituency

The persons whose names are printed on the ballot paper sent herewith are candidates at the above election. If you desire to vote, you should record your vote(s) in accordance with the directions given on the ballot paper and then follow the instructions detailed below:—

- (a) After you have recorded your vote(s) on the ballot paper, place the ballot paper in the smaller cover marked 'A' sent herewith. Close the cover and secure it by seal or otherwise.
- (b) You have then to sign the declaration in form 18A, also sent herewith, in the presence of an officer competent to attest your signature. Such officer must be a stipendiary magistrate or \*\*.....

\*Appropriate particulars of the election to be inserted here.

\*\*Insert here the designation of the appropriate officer specified in rule 47(2).

- Take the declaration to any such officer and sign it in his presence after he has been satisfied about your identity. The officer will attest your signature and return the declaration to you. You must not show your ballot paper to the attesting officer nor tell him how you have voted.
- (c) If you are unable to mark the ballot paper and sign the declaration yourself in the manner indicated above by reason of illiteracy, blindness or other infirmity, you are entitled to have your vote(s) marked and the declaration signed on your behalf by any officer mentioned in item (b). Such an officer will at your request mark the ballot paper in your presence and in accordance with your wishes. He will also complete the necessary certificate in this behalf.
- (d) After your declaration has been signed and your signature has been attested in accordance with item (b) or item (c), place the declaration in form 18A as also the smaller cover marked 'A' containing the ballot paper, in the larger cover marked 'B'. After closing the larger cover send it to the returning officer by registered post or by messenger.
- (e) You must ensure that the cover reaches the returning officer before 5 p.m. on the ..... (date).
- (f) Please note that—
  - (i) if you fail to get your declaration attested or certified in the manner indicated above, your ballot paper will be rejected; and
  - (ii) if the cover reaches the returning officer after 5 p.m. on the ..... (date) your vote will not be counted.

## FORM 19

*Appointment of Counting Agent*

(See rules 54 and 118)

Election to the \*.....

To

The Returning Officer.

I,..... 'a candidate/the election agent of.....who  
is a candidate at the above election, do hereby appoint ..... (name)  
....., of ..... (address) as one of my counting agents  
to attend the counting of votes at .....

signature of \*\*candidate/election agent.

\*Here insert one of the following alternatives as may be appropriate.

- (1) House of the People from the ..... constituency.
- (2) Legislative Assembly from the ..... constituency.
- (3) Electoral College from the ..... constituency.
- (4) Legislative Council of ..... (State) from the ..... constituency.
- (5) Council of States by the elected members of the Legislative Assembly of ..... (State).
- (6) Council of States by the members of the electoral College of .....
- (7) Legislative Council of ..... (State) by the members of the Legislative Assembly.

\*\*Strike off the inappropriate alternative.

I agree to act as such counting agent.

Place.....

Date.....

Signature of Counting Agent.

Declaration of Counting Agent.

(To be signed before the Returning Officer)

I hereby declare that at the above election I will not do anything forbidden by section 128 of the Representation of the People Act, 1951, which \*\* I have read/has been read over to me.

Date.....

Signature of Counting Agent.

Signed before me.

Date.....

Returning Officer.

\*\*Strike off the inappropriate alte native.

Section 128 of the Representation of the People Act, 1951:—

"128. **Maintenance of secrecy of voting.**—(1) Every officer clerk, agent or other person who performs any duty in connection with the recording or counting of votes at an election shall maintain, and aid in maintaining, the secrecy of the voting and shall not (except for some purpose authorised by or under any law) communicate to any person any information calculated to violate such secrecy.

- (2) Any person who contravenes the provisions of sub-section (1) shall be punishable with imprisonment for a term which may extend to three months or with fine or with both."

## FORM 20

*Revocation of Appointment of Counting Agent*

[See rules 54(4) and 118(4)]

Election to the \*.....

To

The Returning Officer.

I, ..... [the election agent of .....] a candidate at the above election,  
 hereby revoke the appointment of ..... my/his counting agent.

Place.....

Date.....

Signature of person revoking.

---

\*Here insert one of the following alternatives as may be appropriate:—

- (1) House of the People from the ..... constituency.
  - (2) Legislative Assembly from the ..... constituency.
  - (3) Electoral College from the ..... constituency.
  - (4) Legislative Council of ..... (State) from the ..... constituency.
  - (5) Council of States by the elected members of the Legislative Assembly of ..... (State).
  - (6) Council of States by the members of the electoral College of .....
  - (7) Legislative Council of ..... (State) by the members of the Legislative Assembly.
- 

N.B.—Omit the words [     ] as necessary.

## FORM 21

*Record of Rejected Ballot Papers*

[See rule 57(5)]

Election to the \*..... from the ..... constituency

Serial number of entry	Serial number of ballot paper	Particulars of polling station	Name of candidate in whose ballot box it was found	Brief grounds for rejection

Place.....

Returning Officer.

Date.....

\* Appropriate particulars of the election to be inserted here.



## ELECTION

Place of Counting .....  
Date of Counting .....

Date \_\_\_\_\_ Returning Officer. \_\_\_\_\_

\*Appropriate particulars of the election to be inserted here.



## FORM 25

FRONT

*Ballot Paper (For personal ballot)*

(See rule 74)

Election to the.....Legislative Council.

Local Authorities'/Graduates'/Teachers'.

Constituency.....19 .....

Serial No. of candidate	Name of candidate	Mark order of preference
1.		
2.		
3.		
4.		

*Instructions.*

1. The number of members to be elected is.....

2. Vote by placing the figure 1 in the space opposite the name of the candidate for whom you wish to vote. Place the figure 1 opposite the name of one candidate only \* (although there are more members than one to be elected).

3. You may indicate your relative preference for the other candidates by placing in the spaces opposite their names the figures 2, 3, 4 etc. in order of such preference.

4. Do not place more than one figure opposite the name of any candidate.

5. Do not place the same figure opposite the names of more candidates than one.

---

\*To be deleted when only one member is to be elected.

BACK

Serial No.
---------------

FORM 26A  
Postal Ballot Paper  
(See rule 82)

Counterfoil.

Election to the.....Legislative Council.  
Local Authorities'/Graduates'/Teachers' Constituency.....19.....

Serial No. of Ballot Paper.....

Name of elector.....

Electoral roll number of elector.....

Outerfoil

FRONT

Election to the.....Legislative Council  
Local Authorities'/Graduates'/Teachers' Constituency.....19.....

Serial No. of candidate	Name of candidate	Mark order of preference
-------------------------------	-------------------	--------------------------

1.

2.

3.

4.

Instructions

1. The number of members to be elected is.....
2. Vote by placing the figure 1 in the space opposite the name of the candidate for whom you vote. Place the figure 1 opposite the name of one candidate only \*(although there are more members than one to be elected).
3. You may indicate your relative preference for the other candidates by placing in the spaces opposite their names the figures 2, 3, 4 etc. in order of such preference.
4. Do not place more than one figure opposite the name of any candidate; and do not place the same figure opposite the names of more candidates than one. Please also see further instructions in the accompanying letter.
5. An elector shall obtain the attestation of his signature on the declaration in form 26B either by a magistrate to whom the elector is personally known or to whose satisfaction the elector has been identified, or
  - (a) in the case where the elector is a person subjected to preventive detention, by the Superintendent of the Jail or the Commandant of the detention camp in which the elector is under detention; and
  - (b) in other cases, by any of the following officers who have been notified in this behalf by the Election Commission, namely,

.....  
.....  
.....  
.....

\*To be deleted only when one member is to be elected.

BACK

Serial  
No.

## FORM 26B

## Declaration by Elector

(See rule 83)

Election to the\*.....Legislative Council  
 Local Authorities'/Graduates'/Teachers' Constituency.....19.....

(This side is to be used only when the elector signs the declaration himself)

I hereby declare that I am the elector to whom the postal ballot paper bearing  
 number.....has been issued at the above election.

Signature of elector.

Date.....

Address.....

.....

## Attestation of signature.

The above has been signed in my presence by..... (elector who  
 †is personally known to me/has been identified to my satisfaction by.....  
 ..... (identifier) who is personally known to me.

Signature of identifier, if any.....

Address.....

.....

Signature of Attesting Officer.

Designation.....

Address.....

.....

Date.....

(This side is to be used when the elector cannot sign himself)

I hereby declare that I am the elector to whom the postal ballot paper bearing  
 serial number.....has been issued at the above election.

Signature of attesting officer.  
 on behalf of elector.

Address of elector.....

## CERTIFICATE

I hereby certify that—

- (1) the above-mentioned elector †is personally known to me/has been identified to my satisfaction by..... (identifier) who is personally known to me.
- (2) I am satisfied that the elector †is illiterate/suffers from..... (infirmity) and is unable to record his vote himself or sign his declaration.
- (3) I was requested by him to mark the ballot paper and to sign the above declaration on his behalf; and
- (4) the ballot paper was marked and the declaration signed by me on his behalf, in his presence and in accordance with his wishes.

Signature of identifier, if any.....

Address.....

.....

Signature of Attesting Officer.

Designation.....

Address.....

Date.....

\*Here insert the appropriate particulars.

†Strike off the inappropriate alternatives as necessary.

## FORM 27

*Instructions for the Guidance of Electors*

(See rules 83 and 108)

Election to the Council of States.....Legislative Council.

The persons whose names are printed on the ballot paper sent herewith are candidates for the election to the Council of States/the.....Legislative Council. If you desire to vote, you should record your vote in accordance with the instructions given on the ballot paper and then follow the instructions detailed below:

(1) After you have recorded your vote on the ballot paper, place the ballot paper in the smaller cover marked 'A' sent herewith. Close the cover and secure it by seal or otherwise.

(2) You have then to sign the declaration in form 26B/29B also sent herewith in the presence of an officer competent to attest your signature. The officers who are empowered to attest your signature have been specified in the instructions set out on the ballot paper. Take the declaration to any such officer and sign it in his presence after he has been satisfied about your identity. The officer will attest your signature and return the declaration to you. You must not show your ballot paper to the attesting officer nor tell him how you have voted.

(3) If you are unable to mark the ballot paper and sign the declaration yourself in the manner indicated above by reason of illiteracy, blindness or other infirmity, you are entitled to have your vote marked and the declaration signed on your behalf by an officer mentioned in item 2. Such an officer will at your request mark the ballot paper in your presence and in accordance with your wishes. He will also complete the necessary certificate in this behalf.

(4) After the declaration has been signed and your signature has been attested in accordance with item 2 or item 3, place the declaration in form 26B/29B as also the smaller cover marked 'A' containing the ballot paper, in the larger cover marked 'B'. After closing the larger cover send it to the returning officer by registered post or by messenger.

(5) You must ensure that the cover reaches the returning officer before 5 P.M. on the.....(date).

(6) Please note that—

(a) if you fail to get your declaration attested or certified in the manner indicated above, your ballot paper will be rejected; and

(b) if the cover reaches the returning officer after 5 P.M. on the.....(date), your vote will not be counted.

(7) Any ballot paper on which the figure 1 is not marked or on which the figure 1 is set opposite the name of more than one candidate, or is so placed as to render it doubtful to which candidate it is intended to apply, or on which the figure 1 and some other figure are set opposite the name of the same candidate or on which the same figure is set opposite the names of more candidates than one, or on which any mark is made by which the elector may afterwards be identified, or on which the signature of the elector is not duly attested or the number of which does not agree with the number of the ballot paper entered on the cover in which it is placed, will be rejected.

## FORM 28

FRONT

(See rule 97)

Ballot Paper

Council of States/.....Legislative Council.

Election by the elected members of.....Legislative Assembly/mem-  
bers of.....Electoral College/members of.....Legislative  
Assembly.....19 .....

Serial No. of candidate	Name of candidate	Mark order of preference
-------------------------------	-------------------	--------------------------

1.

2.

3.

4.

*Instructions.*

1. The number of members to be elected is.....

2. Vote by placing the figure 1 in the space opposite the name of the candidate for whom you vote. Place the figure 1 opposite the name of one candidate only \* (although there are more members than one to be elected).

3. You may indicate your relative preference for the other candidate by placing in the spaces opposite their names the figures 2, 3, 4, etc., in order of such preference.

4. Do not place more than one figure opposite the name of any candidate.

5. Do not place the same figure opposite the names of more candidates than one.

\*To be deleted when only one member is to be elected.

BACK

Serial No.
---------------

## FORM 29A

(See rule 108)

## Postal Ballot Paper

## Counterfoil.

Election to the.....Council of States/.....Legislative Council.

Election by the elected members of.....Legislative Assembly/members of.....Electoral College/members of.....Legislative Assembly .....19 .....

Serial No. of ballot paper.....

Name of elector.....

Number of elector in the list maintained under sub-section (1) or sub-section (2) of section 152 of the Representation of the People Act, 1951.....

## Outerfoil

## FRONT

## ELECTION

to

Council of States.

the .....Legislative Council.

Election by .....  
.....  
.....  
.....

Serial No. of candidate	Name of candidate	Mark order of preference
-------------------------	-------------------	--------------------------

1.

2.

3.

4.

## Instructions.

Serial No. of ballot paper.....

1. The number of members to be elected is.....

2. Vote by placing the figure 1 in the space opposite the name of the candidate for whom you vote. Place the figure 1 opposite the name of the one candidate only \* (although there are more members than one to be elected).

3. You may indicate your relative preference for the other candidates placing in the spaces opposite their names the figures 2, 3, 4, etc. in order of such preference.

4. Do not place more than one figure opposite the name of any candidate and do not place the same figures opposite the names of more candidates than one. Please also see further instructions in the accompanying letter.

5. An elector shall obtain the attestation of his signature on the declaration in form 29B either by a magistrate to whom the elector is personally known or to whose satisfaction the elector has been identified or by any of the following officers who have been notified in this behalf by the Election Commission, namely:—

.....

.....

.....

.....

\*To be deleted when only one member is to be elected.

BACK Serial Number
--------------------------

## FORM 29B

*Declaration by Elector*

(See rule 108)

Election to the.....Council of States./.....Legislative Council.

(This side is to be used only when the elector signs the declaration himself.)

I hereby declare that I am the elector to whom the postal ballot paper bearing serial number.....has been issued at the above election.

Signature of elector.

Address.....

Date.....

The above has been signed in my presence by.....(elector) who/  
is personally known to me/has been identified to my satisfaction by.....  
(identifier) who is personally known to me.

Signature of identifier, if any.....

Address.....

Signature of Attesting Officer.

Designation.....

Address.....

Date.....

(This side is to be used when the elector cannot sign himself).

I hereby declare that I am the elector to whom the postal ballot paper bearing serial number.....has been issued at the above election.

Signature of Attesting Officer  
on behalf of elector.

Address of Elector.....

Date.....

**CERTIFICATE**

I hereby certify that—

- (1) the above-named elector† is personally known to me /has been identified to my satisfaction by.....(identifier) who is personally known to me.
- (2) I am satisfied that the elector† is illiterate/suffers from.....(infirmity) and is unable to record his vote himself or sign his declaration.
- (3) I was requested by him to mark the ballot paper and to sign the above declaration on his behalf; and
- (4) the ballot paper was marked and the declaration signed by me on his behalf, in his presence and in accordance with his wishes.

Signature of identifier, if any.....

Address.....

Signature of Attesting Officer.

Designation.....

Address.....

Date.....

\*Here insert the appropriate particulars.

†Strike off the inappropriate alternatives as necessary.

## FORM 30

*Return of Election*

Return of Election to the Council of States/.....Legislative Council.

(See rule 130)

Election by the .....Constituency.....19 .....

elected members of.....Legislative Assembly/members of.....

.....Electoral College/members of.....Legislative Assembly

.....19 .....

Name of candidate	Number of valid votes given to the candidate
1	2
(1)	
(2)	
Etc.	
Etc.	

Total number of valid votes.....

Total number of invalid votes.....

Total number of tendered votes.....

I declare that—

(1) (Name).....

(Address).....

(2) (Name).....

(Address).....

Etc.....has/have been duly elected.

(Signature)

*Returning Officer,*

Dated the.....day of.....19

## SCHEDULE II

(See rule 129)

Illustration of the procedure as to the counting of votes at, and the declaration of the result of, an election conducted on the system of the single transferable vote in accordance with the provisions of Chapter VI of Part II.

Assume that there are seven members to be elected, sixteen candidates, and one hundred and forty electors.

The valid ballot papers are arranged in separate parcels according to the first preference recorded for each candidate, and the papers in each parcel counted.

Let it be assumed that the result is as follows:—

A	..	..	12
B	..	..	8
C	..	..	6
D	..	..	9
E	..	..	10
F	..	..	7
G	..	..	4
H	..	..	19
I	..	..	13
J	..	..	5
K	..	..	14
L	..	..	8
M	..	..	10
N	..	..	6
O	..	..	4
P	..	..	5
Total ..			140

Each valid ballot paper is deemed to be of the value of one hundred and the values of the votes obtained by the respective candidates are as shown in the first column of the result sheet.

The values of all the papers are added together and the total 4,000 is divided by eight (i.e., the number which exceeds by one the number of vacancies to be filled) and 1,751 (i.e., the quotient 1,750 increased by one) is the number sufficient to secure the return of a member and is called the quota.

The operation may be shown thus:—

$$\text{Quota} = \frac{14,000 + 1 = 1750 + 1 = 1,751}{8}$$

The candidate H, the value of whose votes exceeds the quota, is declared elected.

As the value of the papers in H's parcel exceeds the quota, his surplus must be transferred. His surplus is 149 (i.e., 1,900 less 7,751).

The surplus arises from original votes, and therefore the whole of H's papers are divided into sub-parcels according to the next preferences recorded thereon, a separate parcel of the exhausted papers being also made. Let it be assumed that the result is as follows:—

	Papers
B is marked as next available preference on .. ..	7
D is marked as next available preference on .. ..	4
E is marked as next available preference on .. ..	4
F is marked as next available preference on .. ..	3
Total of unexhausted papers .. ..	18
No. of exhausted papers .. ..	1
Total of papers .. ..	19

The values of the papers in the sub-parcels are as follows:—

B	..	..	700
D	..	..	400
E	..	..	400
F	..	..	300
Total value of unexhausted papers			1,800
Value of exhausted papers ..			100
Total value ..			1,900

The value of the unexhausted papers is 1,800 and is greater than the surplus. This surplus is, therefore, transferred as follows:—

All the unexhausted papers are transferred, but at a reduced value, which is ascertained by dividing the surplus by the number of unexhausted papers.

The reduced value of all the papers, when added together, with the addition of any value lost as the result of the neglect of fractions, equals the surplus. In this case the new value of each paper transferred is 149 (the surplus)

18 (the number of unex-

hausted papers)

the residue of the value of each paper (100—8—92), being required by H for the purpose of constituting his quota, i.e., one exhausted paper (value 100) plus the value (1,856) of 18 unexhausted papers.

These values of the sub-parcels transferred are:—

B=56 (i.e., seven papers at the value of 8);

D=32 (i.e., four papers at the value of 8);

E 32 (i.e., four papers at the value of 8);

F=24 (i.e., three papers at the value of 8);

These operations can be shown on a transfer sheet as follows:—

*Transfer Sheet*

Value of surplus (H's) to be transferred	..	149
Number of papers in H's parcel	..	19
Value of each paper in parcel	..	100
Number of unexhausted papers	..	18
Value of unexhausted papers	..	1,800
New value of each paper transferred	..	149
Surplus	..	8
number of unexhausted papers	18	
Names of Candidates Marked as the next available preference	Numbers of papers to be transferred	Value of sub-parcel to be transferred
B	7	56
D	4	32
E	4	32
F	3	24
TOTAL	18	144
Number of exhausted papers	1	..
Loss of value owing to neglect of fractions	1	5
TOTAL	19	149

The values of the sub-parcels are added to the values of the votes already credited to the candidates B, D, E and F. This operation is shown on the result sheet.

There being no further surplus, the candidate lowest on the poll has now to be excluded. G and O both have 400.

The Returning Officer casts lots and G is chosen to be excluded.

Being original votes, G's papers are transferred at the value of 100 each. A who was marked as next preference on two papers receives 200, while D and E were each next preference on one paper and receiving 100 each. O now being lowest is next excluded and his 400 is similarly transferred to I, B and K, I receiving 200 and B and K 100 each.

This leaves J and P lowest with 500 each and J is chosen by lot for exclusion first. His papers are transferred at the value of 100 each to A, B, D and I, the three first named receiving 100 each, and I who had the next preference on two papers receiving 200. P is then excluded and his papers are transferred to E, L and K, the two first named receiving 100 each, and K, who had the next preference on three papers, receiving 300.

K now exceeds the quota and is declared elected.

Prior to further exclusion, K's surplus of 49 has to be distributed.

The sub-parcel last transferred to K consisted of 3 votes transferred at the value of 100 each. This sub-parcel is examined; there are no exhausted papers and B, F and I are each next preference on one paper, and one paper is transferred to each of them at a reduced value determined by dividing the surplus (49) by the number of unexhausted papers (3). B, F and I accordingly receive 16 each.

The process of exclusion is now proceeded with.

C and N have 600 each, and C is chosen by lot for exclusion first. He has 6 original votes; B, D and E are each next preference on two papers, and each receive 200. N is then excluded; A is next preference on 3 of his papers, and receives 300; F, I and L are each next preference on one paper and receive 100 each.

This brings A and I above the quota and they are declared elected. Their surpluses have now to be distributed and I's surplus which is the larger, 65, is dealt with first.

The last sub-parcel transferred to I consisted of one paper transferred at the value of 100, D is next preference on this paper, and receives the whole surplus of 65.

A's surplus of 49 is then dealt with. The last sub-parcel transferred to him consisted of 3 papers transferred at the value of 100 each. B was next preference on two of these papers and E on one, and the papers are transferred accordingly. The value to be transferred is 16 per paper, i.e., the surplus (49), divided by the number of the unexhausted papers (3). B accordingly receives 32 and E 16.

No other candidate having reached the quota, the process of exclusion is proceeded with, and F, who is now lowest with 840, is excluded.

His seven original votes are transferred first. B, D and E are next preference on three, two and two papers, respectively, and receive respectively 300, 200 and 200.

The transferred votes are next transferred in the order of their transfers to F. The 3 votes received at the value of eight each at the distribution of H's surplus are transferred at the same value to L who was next preference on all 3 papers. The vote valued at sixteen received by F at the distribution of K's surplus, goes at the same value to M, who was next preference on that paper. The vote transferred at the value of 100 on the exclusion of N is then transferred at the same value to D, who thus receives a total of 300.

No continuing candidate having yet reached the surplus, M, who is now lowest with 1,016, is excluded.

His ten original votes are transferred first. B and D are first preference on three papers each, and E and L on two each. B and D accordingly receive 300 each, and E and L 200 each. This brings B, D and E above the quota, and they are declared elected. The requisite number of candidates having now been elected, the election is at an end, and it is unnecessary to proceed to the transfer of M's transferred votes.

Full details are shown in the result sheet.



# RESULT SHEET

Value of votes 14,000

$$\text{Quota} = \frac{14,000}{8} + 1 = 1,751$$

Name of candidates	Value of votes at first count	Distribution of H's surplus	* Result	Distribution of votes of G and O	Result	Distribution of votes of J and P	Result	Distribution of K's surplus	Result	Distribution of votes of G' and N	Result	Distribution of surplus of I and A	Result	Distribution of F's votes	Result	Distribution of M's votes	Result	Result of Election
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19
A . . . . .	1,200	..	1,200	+200	1,400	+100	1,500	..	1,500	+300	1,800	-49	1,751	..	1,751	..	1,751	Elected
B . . . . .	800	+56	856	+100	956	+100	1,056	+16	1,072	+200	1,272	+32	1,304	+300	1,604	+300	1,904	Elected
C . . . . .	600	..	600	..	600	..	600	..	600	-600	..	..	..	..	..	..	..	Not Elected
D . . . . .	900	..	932	+100	1,032	+100	1,132	..	1,132	+200	1,332	+65	1,397	+300	1,697	+300	1,997	Elected
E . . . . .	1,000	+32	1,032	+100	1,132	+100	1,232	..	1,232	+200	1,432	+16	1,448	+200	1,648	+200	1,848	Elected
F . . . . .	700	+24	724	..	724	..	724	+16	740	+100	840	..	840	-840	..	..	1	Not Elected
G . . . . .	400	..	400	-400	..	..	..	..	..	..	..	..	..	..	..	..	..	Not Elected
H . . . . .	1,900	-149	1,751	..	1,751	..	1,751	..	1,751	..	1,751	..	1,751	..	1,751	..	1,751	Elected
I . . . . .	1,300	..	1,300	+200	1,500	+200	1,700	+16	1,716	+100	1,816	-65	1,751	..	1,751	..	1,751	Elected
J . . . . .	500	..	500	..	500	-500	..	..	..	..	..	..	..	..	..	..	..	Not Elected
K . . . . .	1,400	..	1,400	+100	1,500	+300	1,800	-49	1,751	..	1,751	..	1,751	..	1,751	..	1,751	Elected
L . . . . .	800	..	800	..	800	+100	900	..	900	-200	1,000	..	1,000	-24	1,024	+200	1,224	Not elected
M . . . . .	1,000	..	1,000	..	1,000	..	1,000	..	1,000	..	1,000	..	1,000	+16	1,016	-1,000	+16	Not Elected
N . . . . .	600	..	600	..	600	..	600	..	600	-600	..	..	..	..	..	..	..	Not Elected
O . . . . .	400	..	400	-400	..	..	..	..	..	..	..	..	..	..	..	..	..	Not Elected
P . . . . .	500	..	500	..	500	-500	..	..	..	..	..	..	..	..	..	..	..	Not Elected
Loss of value by neglect of fractions . . .	..	+5	5	..	5	..	5	+1	6	..	6	+1	7	..	7	..	7	
TOTAL .	14,000	..	14,000	..	14,000	..	14,000	..	14,000	..	14,000	..	14,000	..	14,000	..	14,000	

## SCHEDULE III

(See rule 135)

## Maximum amount of election expense

Name of State	Parliamentary Constituencies			Assembly Constituencies.		
	Single Member Constituency	Two Member Constituency	Three Member Constituency	Single Member Constituency	Two Member Constituency	Three Member Constituency
I	2	3	4	5	6	7
	Rs.	Rs.	Rs.	Rs.	Rs.	Rs.
<i>Part A States.</i>						
Andhra . . . .	25,000	35,000	..	7,000	12,000	..
Assam . . . .	25,000	35,000	..	5,000	10,000	..
Bihar . . . .	25,000	35,000	..	8,000	12,000	..
Bombay . . . .	25,000	35,000	..	7,000	12,000	16,000
Madhya Pradesh . .	25,000	35,000	..	6,000	12,000	..
Madras . . . .	25,000	35,000	..	8,000	12,000	..
Orissa . . . .	25,000	35,000	..	7,000	12,000	..
Punjab . . . .	25,000	35,000	..	7,000	12,000	..
Uttar Pradesh . .	25,000	35,000	..	8,000	12,000	..
West Bengal . . .	25,000	35,000	40,000	7,000	12,000	..
<i>Part B States</i>						
Hyderabad . . . .	25,000	35,000	..	6,000	12,000	..
Madhya Bharat . .	25,000	35,000	..	5,000	10,000	..
Mysore . . . .	25,000	35,000	..	5,000	10,000	..
Patiala and East Punjab States Union . .	25,000	35,000	..	4,000	8,000	..
Rajasthan . . . .	25,000	35,000	..	6,000	12,000	..
Saurashtra . . . .	25,000	35,000	..	4,000	8,000	..
Travancore-Cochin . .	25,000	35,000	..	5,000	10,000	..

Name of State	Parliamentary Constituencies			Assembly Constituencies	
	Single Member Constituency	Two Member Constituency	Three Member Constituency	Single Member Constituency	Two Member Constituency
1	2	3	4	5	6
	Rs.	Rs.	Rs.	Rs.	Rs.
<i>Part C States.</i>					
Ajmer . . . .	11,000	..	..	2,000	4,000
Bhopal . . . .	25,000	..	..	2,000	1,000
Coorg . . . .	7,000	..	..	1,000	2,000
Delhi . . . .	12,000	20,000	..	2,000	4,000
Himachal Pradesh . .	11,000	20,000	..	2,000	4,000
Kutch . . . .	10,000	..	..	..	..
Manipur . . . .	10,000	..	..	..	..
Tripura . . . .	10,000	..	..	..	..
Vindhya Pradesh . .	25,000	35,000	..	4,000	8,000

[No. F. 21 (7)/56-Elections]

K. Y. BHANDARKAR, Secretary.